

## evropis sabWos ministrTa komitetis rekomendacia **CM/Rec (2010)1** wevri

### saxelmwifoebisadmi evrosabWos probaciis wesebis Sesaxeb<sup>1</sup>

*(miRebulia ministrTa komitetis mier 2010 wlis 20 ianvars  
ministrTa moadgileebis 1075-e sxdomaze)*

ministrTa komiteti, evropis sabWos wesdebis me-15 b. muxlis Sesabamisad,

mxedvelobaSi iRebs ra evropis sabWos miznebs, miaRwios wevr qveynebs Soris met erTianobas, gansakuTreb iT, saerTo interesebis sferoSi kanonmdeblobis harmonizaciis gziT;

iTvaliswinebs ra, rom probaciis mizania, wvlili Seitanos samarTliani sisxlis samarTlis marTlmsajulebis procesSi da, agreTve, sazogadoebrivi marTlwesrigis uzrunvelyofaSi danaSaulis ganmeorebiTi Cadenis prevenciis da Semcirebis gziT;

iTvaliswinebs ra, rom probaciis organoebi marTlmsajulebis ZiriTad struqtirebs Soris arsebobs da rom maTi muSaoba gavlenas axdens patimarTa raodenobis Semcirebaze;

mxedvelobaSi iRebs ra:

- evropis sabWos mmartvelobisa da saxelmwifoTa meTaurebis mier mesame samitze (16-17 maisi, 2005 weli) miRebul deklaraciasa da samoqmedo gegmas, gansakuTreb iT ki debulebs, romelic exeba moqalaqeta usafTxoebas;
- evropis saxelmwifoebis iusticiis ministerialis mier 26-e konferenciaz miRebul N#. 2 rezolucias (paragrafi 19) - (helsinki, 7-8 aprili, 2005 w.);

iTvaliswinebs ra:

- adamianis uflebaTa da ZiriTad TavisuflebaTa dacvis evropul konvencias (ETS #. 5);
- evropul konvencias pirobiT msjavrdebulebisa da pirobiT vadamde gaTavisuflebulebis zedamxedvelobis Sesaxeb (ETS #. 51);
- evropul konvencias sisxlis samarTlis ganaCenTa saerTaSoriso Zalis Sesaxeb (ETS #. 70);
- rekomendacias #. R (92) 16, evropuli wesebi sazogadoebrivi sanqciebisa da RonisZiebebis Sesaxeb;
- rekomendacias #. R (97) 12 im TanamSromelTa Sesaxeb, romlebic monawileoben sasjelTa da sxva RonisZiebaTa aRsrulebaSi;
- rekomendacias #. R (99) 19 sisxlis samarTlis sakiTxebze mediaciis Sesaxeb;
- rekomendacias #. R (99) 22 cixeta gadatvirTulobisa da cixis kontingentis Semcirebis Sesaxeb;
- rekomendacias Rec (2000)22 sazogadoebrivi sanqciebisa da RonisZiebebis Sesaxeb evropuli wesebis aRsrulebis gaumjobesebis Taobaze;
- rekomendacias Rec (2003)22 pirobiT vadamde gaTavisuflebis Sesaxeb;
- rekomendacias Rec (2003)23 cixis administraciis mier grZelvadiani da uvado TavisuflebaaRkveTil pirTa marTvis Sesaxeb;
- rekomendacias Rec (2006)2 cixis evropuli wesebis Sesaxeb;
- rekomendacias Rec (2006)8 danaSaulis msxverplTa daxmarebis Sesaxeb; da

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<sup>1</sup> dokumentis qarTuli Targmani Sesrulebulia organizaciis „cixis saerTaSoriso reforma” (PRI) mier

- rekomendacias Rec (2006)13 winaswari patimrobis gamoyenebisa da misi pirobebis Sesaxeb, agreTve, cudad mopyrobisagan dacvis samarTlebrivi meqanizmebis Sesaxeb;

agreTve, mxedvelobaSi iRebs ra:

- gaerTianebuli erebis „minimalur standartul wesebs” arasapatimro sasjelebis Sesaxeb („tokios wesebi”),

rekomendacias aZlevs wevr saxelmwifoebis:

- ixelmZRvanelon im wesebiT, romelic mocemulia am dokumentsa da danarTebSi Taviant kanonmdeblobaze, politikasa da praqtikaSi muSaobisas;

- uzrunvelyon, rom es rekomendaciebi da TandarTuli komentarebi Targmnili da gavrcelbuli iqnes rac SeiZleba farTod, gansakuTrebiT sasamarTlo xelisuflebaSi, probaciis organoebisa da sasjelaRsrulebis dawesebulebebSi, agreTve mediasa da, zogadad, sazogadoebaSi.

*rekomendacia CM/Rec(2010)1-is danarTi I*

## **nawili I: moqmedebis da gamoyenebis sfero, gansazRvrebepi da ZiriTadi principebi**

### **moqmedebisa da gamoyenebis sfero**

es wesebi gansazRvravs probaciis organoebis Camoyalibebasa da jerovan funqcionirebas. es wesebi agreTve exeba im sxva organizaciebs, saxelmwifo dawesebulebebs, arasamTavrobo organizaciebsa da komerciul pirebs, romlebic axorcieleben am wesebiT regulirebul saqmianobas.

winamdebare wesebi ar SeiZleba ganimartos, TiTqos igi gamoricxavs sxva nebismieri adamianis uflebaTa saerTaSoriso instrumentis da standartebis gamoyenebas, romlebic ufro metad xelSemwyobia msjavrdebulTa sareabilitacio muSaobis warmarTvisTvis.

winamdebare wesebi wakiTxul unda iqnes „sazogadoebrivi sanqciebisa da RonisZiebebis Sesaxeb evropul wesebTan” (rekomendacia #R(92)16) erTobliobaSi.

agreTve, es wesebi warmoadgens damatebas: #R(97)12 rekomendaciis debulebebze im TanamSromelTa Sesaxeb, romlebic axorcieleben sasjelebisa da sxva RonisZiebebis aRsrulebas, sisxlis samarTlis saqmeebSi mediaciis Sesaxeb #R(99)19 rekomendaciaze, sazogadoebrivi sanqciebisa da RonisZiebebis Sesaxeb evropuli wesebis aRsrulebis gaumjobesebis Taobaze Rec(2000)22 rekomendaciaze, pirobiT vadamde gaTavisuflebis Sesaxeb Rec(2003)22 rekomendaciaze, cixis administraciis mier grZelvadiani da uvado TavisuflebaaRkveTil pirTa marTvis Sesaxeb Rec(2003)23 rekomendaciaze, cixis evropuli wesebis Sesaxeb Rec (2006)2 rekomendaciaze, 8 danaSaulis msxverplTa daxmarebis Sesaxeb Rec(2006) rekomendaciasa da winaswari patimrobis gamoyenebisa da misi pirobebis Sesaxeb, agreTve, cudad mopyrobisagan dacvis samarTlebrivi meqanizmebis Sesaxeb Rec(2006)13 rekomendaciaze;

### **ganmartebepi**

**probacia** - dakavSirebulia sazogadoebisagan izolaciis gareSe sasjelebisa da RonisZiebebis aRsrulebasTan, romelic msjavrdebulisaTvis kanoniT aris gansazRvruli da Sefardebuli. es moicavs sxvadasxva RonisZiebas da intervencias, romlebic dakavSirebulia samarTaldamrRvevTa socialuri CarTulobisa da, agreTve, sazogadoebrivi wesrigis dacvis xelSewyobis mizniT ganxorcielebul zedamxedvelobasTan, xelmZRvanelobasa da daxmarebis aRmoCenasTan.

**probaciis organo** - niSnavs nebismier organos, romelsac kanonmdeblobiT evaleba zemoT miTiTebuli amocanebisa da movaleobebis Sesruleba. imis mixedviT, Tu rogoria erovnuli sistema, probaciis organoebis muSaoba SeiZleba aseve moicavdes informaciisa da rCevebis miwodebas sasamarTlo da sxva gadawyvetilebis mimRebi organoebisaTvis, raTa daexmaros maT informirebuli da samarTliani gadawyvetilebis miRebaSi; daxmarebisa da konsultaciis gawevas msjavrdebulebisaTvis sasjelaRsrulebis dawesebulebebSi yofnisas, raTa moamazdon isini gaTavisuflebisa da sazogadoebaSi dabronebisaTvis; meTvalyureoba da daxmareba gauwion vadaze adre gaTavisuflebul pirebs; ganaxorcielon aRdgeniT marTlmsajulebis programebi da aRmouCinon daxmareba danaSaulis Sedegad dazaralebulebs.

**sazogadoebrivi sanqciebi da RonisZiebi** - gulixmobs sanqciebsa da RonisZiebs, romelTa aRsruleba xdeba sazogadoebisagan msjavrdebulTa izolaciis gareSe da gulixmobs garkveul SezRudvebs, maTTvis Tavisuflebaze yofnisas garkveuli pirobebisa da valdebulebebis dakisrebiT. es gansazRvrebis agreTve gulixmobs nebismier sasjels, romelic Sefardebulia sasamarTlo an administraciuli xelisuflebis mier da nebismier RonisZiebas, romelic ganxorcielebunia sasamarTlomde an sasjelis Sesaxeb sasamarTlo gadawyvetilebis sanacvlod, agreTve, im saSualebebs, romlebic mimarTulia sapatimro sasjelis aRsrulebisaken sasjelaRsrulebis dawesebulebis gareT.

**gaTavisuflebis Semdgomi Tanadgoma** - niSnavs msjavrdebulTa reintegraciis process nebayoflobiT sawyisebze da sablood gaTavisuflebis Semdgom sazogadoebaSi dabronebas konstruqciuli, dagegmili da kontrolirebadi saxiT. winamdebare wesebSi es termini gansxvavdeba terminisagan msjavrdebulTa gaTavisuflebis Semdgom `xelaxla damkvidreba`, rac gulixmobs sasjelisagan gaTavisuflebis Semdeg kanoniT dadgenil CarTulobas.

### **ZiriTadi principebi**

1. probaciis organoebi miznad unda isaxavdnen ganmeorebiTi danaSaulis Semcirebas probacionerebTan dadebiTi urTierTobebis Camoyalibebis gziT, raTa amiT, Tavis mxriv, maT zedamxedveloba gauwion (saWiroebisamebr, kontrolis), daexmaron da xeli Seuwyon warmatebul socialur integraciaSi. amgvarad, probacias wvlili Seaqvs sazogadoebriv usafrTxoebasa da marTlmsajulebis samarTlian administrirebaSi.
2. probaciis organoebma pativi unda scen probacioneris uflebebs. maTi mxridan nebismieri saxis Careva mimarTuli unda iyos msjavrdebulTa Rirsebis, janmrTelobis dacvis, usafrTxoebisa da keTildReobisaken.
3. yvela im saqmis warmoebisas, romelic ukavSirdeba dazaralebuls, probaciis organoebma pativi unda scen mis uflebebsa da saWiroebes.
4. probaciis organoebma srulad unda miiRon mxedvelobaSi msjavrdebulTa individualuri maxasiaTeblebi, garemoebebi da saWiroebebi, raTa uzrunvelyon TiToeuli probacioneris saqmis samarTlianad da kanonis dacviT aRsruleba. probaciis organoebis msjavrdebulebTan muSaoba (intervenciebi) unda ganxorcieldes nebismieri safuZvliT diskriminaciis gareSe, sqesis, rasis, kanis feris, enis, religiis, SezRuduli SesaZleblobebis, seqsualuri orientaciis, politikuri da sxva Sexedulebebis, erovnuli da socialuri warmomavlobis, eTnikuri umciresobisadmi mikuTvnebis, sakuTrebis, dabadebisa an sxva nebismieri statusis miuxedavad.
5. arc erTi sasjelis aRsrulebis dros probaciis organoebma ar unda daakisron probacioneris imaze meti da mZime valdebulebis Sesruleba an uflebrivi SezRudvebi, vidre es gansazRvruleba sasamarTlos an sxva administraciuli organos gadawyvetilebiT, romelsac TiToeuli individualuri

- saqme moiTxovs danaSaulis simZimisa an ganmeorebiTi danaSaulis Cadenis riskis Sefasebidan gamomdinare.
6. ramdenadac es SesaZlebelia, probaciis organoebma unda moipovon probacioneris informirebuli Tanxmoba da TanamSromloba im intervenciasTan (CarevasTan) dakavSirebiT, romelic maTze garkveul gavlenas axdens.
  7. nebismieri intervencia, romelic ganxorcielda sasamarTlos mier damnaSaved sablood cnobamde, dafuZnebuli unda iyos braldebulis informirebul Tanxmobaze, misi udanaSaulobis prezumfcii dacviT.
  8. probaciis organoebis arseboba, maTi amocanebi da valdebulebebi, agreTve, maTi urTierTobebebi sajaro xelisuflebis organoebTan da sxva pirebTan unda ganisazRvros kanoniT.
  9. probacia unda iyos sajaro samsaxuris valdebulebis sfero maSinac ki, rodesac uSualo servisebs ganaxorcieleben sxva organoebi da moxaliseebi.
  10. probaciis organoebi aRWurvili unda iyvnen saTanado uflbamosilebiT da unda gaaCndeT Sesabamisi aRiareba da adekvaturi resursebi.
  11. gadawyvetilebis mimRebma xelisuflebis organoebma saWiroebisamebr unda gamoiyenon probaciis organoebis profesiuli konsultaciebi da saqmianoba, raTa Seamciron ganmeorebiTi danaSaulis Cadena da xeli Seuwyon Tavisuflebis aRkveTis alternativebis gamoyenebas.
  12. probaciis organoebma unda iTanamSromlon sxva sajaro da kerZo organizaciebsa da adgilobrivi mosaxleobasTan, raTa xeli Seuwyon msjavrdebulTa socialur integracias. koordinirebuli uwyebaTaSorisi da multidisciplinari muSaoba aucilebelia, raTa uzrunvelyofili iqnes msjavrdebulTa kompleqsuri saWiroebis dakmayofileba da gaZlierdes sazogadoebrivi usafrTxoeba.
  13. probaciis organoebma yvela moqmedeba da intervencia unda ganaxorcielon umaRlesi erovnuli da saerTaSoriso eTikuri da profesiuli standartebis Sesabamisad.
  14. unda arsebodes probaciis organoebis saqmianobasTan dakavSirebiT gasaCivrebis xelmisawvdomi, miukerZoebeli da efeqturi procedurebi.
  15. probaciis organoebis saqmianoba unda eqvemdebarebodes saxelmwifos mxridan regularul Semowmebas (inspeqtirebas) da/an damoukidebel monitorings.
  16. Sesabamisma kompetenturma organoebma unda gaaZlieron probaciis efeqturoba kvlevebis waxalisebiT, rac, Tavis mxriv, gamoyenebuli iqneba probaciis politikisa da praqtikis sworad warmarTvisTvis.
  17. uflbamosilma xelisuflebis da probaciis organoebma unda uzrunvelyon mediis da zogadad sazogadoebis informireba probaciis organoebis muSaobis Sesaxeb, raTa waaxalison sazogadoebaSi probaciis rolisa da Rirebulebis swori aRqma.

## **nawili II: organizaciuli mowyoba da personali**

## **organizaciuli mowyoba**

18. probaciis organoebis struqtura, statusi da resursebi unda Seesabamebodes maTze dakisrebuli amocanebisa da valdebulebebis moculobas da asaxavdes im sajaro funqciis mniSvnelobas, romelsac axorcieleben.

19. imis miuxedavad, probaciis servisis ganxorcieleba xdeba sajaro Tu kerZo organizaciebis mier, organoebma unda imuSaon uflebamosili xelisuflebis mier SemuSavebuli instruqciebisa da wesebis Sesabamisad.

20. nebismieri kerZo organizacia, romelic axorcieles servisebs probacionerebisaTvis, damtkicebul unda iqnes uflebamosili xelisuflebis mier erovnuli kanonmdeblobis Sesabamisad.

## **personali**

21. probaciis organoebma unda imoqmedon ise, rom daimsaxuron maTi personalis muSaobisa da statusis mimarT marTimsajulebis sxva organoebisa da samoqalaqo sazogadoebis pativiscema. uflebamosili xelisuflebis organoebi unda Seecadnen, xeli Seuwyon am miznis warmatebiT ganxorcielebas Sesabamisi resursebis uzrunvelyofiT, personalis SerCeviT da ayvaniT, personalis adekvaturi anazRaurebiTa da kargi marTviT.

22. personali unda SeirCes winaswar damtkicebuli kriteriumebis mixedviT, romelic aqcentirebuli iqneba keTilsindisierebaze, humanurobaze, profesionalizmsa da personalur Sesabamisobaze im kompleksuri samuSaosadmi, risi SesrulebisTvisac arian SerCeuli.

23. yvela TanamSromels xeli unda miuwvdebodes misi funqciebisa da profesiuli movaleobebis donis Sesabamis ganaTlebasa da treningebs.

24. sabaziso treningi unda iyos uzrunvelyofili yvela TanamSromlisaTvis, rac miznad unda isaxavdes saWiro unar-Cvevebis, codnisa da Rirebulebebis Canergvas. personali unda Sefasdes aRiarebuli wesiT da mieniWos kvalifikacia, romelic asaxavs maT kompetencias.

25. TavianTi karieris ganmavlobaSi probaciis TanamSromlebma unda SeinarCunos da gaiumjobesos codna da profesiuli SesaZleblobebi regularuli swavlebisa da sxva ganviTarebis saSualebebiT.

26. probaciis personals unda Cautardes treningebi da mieces SesaZlebloba, gamoiyenon diskreciuli uflebamosileba kanonis farglebSi, eTikis, organizaciuli politikis, ganaxlebuli meTodologiuri standartebisa da qcevis kodeqsis gaTvaliswinebiT.

27. personals, romelic muSaobs, an unda imuSaos im probacionerebTan, romelTac Cadenili aqvT specifikuri danaSauli, unda Cautardes saTanado specializebuli treningebi.

28. treningebs gansakuTrebuli yuradReba unda gamaxvildes im probacionerebsa da, saWiroebisamebr, im dazaralebulebs, romelTac gaaCniaT gamokveTili saWiroebebi an SeiZleba iyvnen gansakuTrebiT daucvelni.

29. probaciis organoebis unda hyavdeT sakmarisi raodenobis personali, raTa efeqturad ganaxorcielon TavianTi saqmianoba. personalis TiToeul wevrs unda hqondes saqmeTa is raodenoba, rac maT saSualebas miscems, efeqturad da humanurad gauwion zedamxedveloba da daxmareba probacionerebs, xolo sadac saWiroa, imuSaon maTi ojaxis wevrebTan da dazaralebulebTan. Tu arsebobs saqmebis didi raodenoba, xelmZRvaneloba valdebulia, eZios

problemis mogvarebis gzebi da instruqiebi misces personals imis Taobaze, Tu romeli amocanebia prioritetuli.

30. administraciam unda uzrunvelyos probaciis samuSaos xarisxi, xelmZRvanelobisa da zedamxedvelobis gaweViTa da personalis motivaciis gziT. personali angariSvaldebuli unda iyos im samuSaoze, romelsac isini axorcieleben.

31. administracia unda ecados, rom ganaviTaros da SeinarCunos jansaRi samuSao urTierTobebi da kargi kontakti sxva saagentoebisa da partniorebTan, moxaliseebTan, sajaro dawesebulebebTan, mediasa da farTo sazogadoebasTan.

32. unda arsebobdes Sesabamisi sistema administraciisaTvis, raTa maT konsultaciebi awarmoon personalTan zogad sakiTxebze maT profesiul praqtikasa da samuSao pirobebTan dakavSirebiT.

33. personalis anazRaureba, SeRavaTebi da samuSao pirobebi unda iyos maTi profesionalizmis Sesabamisi da samuSaos xasiaTis adekvaturi, raTa miizidon da SeinarCunon Sesabamisi personali.

34. moxaliseebi SesaZlebelia CarTuli iyvnen probaciis muSaobis garkveul aspektebSi. isini unda iyvnen saTanadod SerCeulni, resursebiT uzrunvelyofilni da gaewioT daxmareba.

### **nawili III**

#### **angariSvaldebuleba da sxva uwyebebTan urTierToba**

35. probaciis organoebis, erovnuli kanonmdeblobis Sesabamisad, unda hqondeT kontakti da miawodon informacia sasamarTlo xelisuflebas da, saWiroebisamebr, sxva kompetentur organoebis. rogorc wesi, es moicavs informacias Tavisuflebis aRkveTis SesaZlo Sedegebis da arasapatimro sasjelebis an sxva RonisZiebebis gamoyenebis SesaZleblobis Sesaxeb zogad da konkretul saqmeebSi. rodesac saWiroa individualuri angariSebis wardgena, miwodebuli informacia naTlad unda iyos gansazRvruli.

36. probaciis organoebma saTanadod uflbamosil xelisuflebis organoebis regularulad unda miawodon zogadi angariSebi da informacia maTi muSaobis Sesaxeb.

37. probaciis organoebma unda imuSaon marTlmsajulebis sxva organoebTan, damxmare organizaciebsa da farTo samoqalaqo sazogadoebasTan TanamSromlobiT, raTa efeqturad Seasrulon dakisrebuli amocanebi da movaleobebi.

38. probaciis organoebma xeli unda Seuwyon da daxmareba gauwion damxmare organizaciebs maTi Cveuli valdebulebebis SesrulebaSi, raTa maT msjavrdebulTa, rogorc sazogadoebis wevrTa, saWiroebis upasuxon.

39. imis miuxedavad probaciis organoebi da cixis sistema warmoadgens Tu ara erTian samsaxurs, am organoebma mWidrod unda iTanamSromlon, raTa xeli Seuwyon msjavrdebulis warmatebul gadasvlas cixeSi cxovrebidan sazogadoebaSi cxovrebaze.

40. sadac mizanSewonilia, uwyebaTaSorisi SeTanxmeba unda iyos gaformebuli saTanado partniorebTan, sadac gansazRvruli iqneba TanamSromlobis pirobebi da daxmarebis aRmoCenis SesaZleblobebi, rogorc zogad, aseve konkretul saqmeebSi.

41. informaciis konfidencialurobis, daculobis da gacvlis pirobebTan dakavSirebiT, oficialuri da naTeli wesebi unda ganisazRvrebodes erovnuli kanonmdeblobiT da yovel konkretul SemTxvevaSi unda iyos konkretulad miTiTebuli, rodesac msgavsi partnioroba myardeba.

## nawili VI

### probacia

#### *sasjelis Sefardebamde momzadebuli angariSebi*

42. imis mixedviT, Tu ramdenad iZleva amis SesaZleblobas erovnuli samarTlebrivi sistema, probaciis organoebis SeuZliaT moamzadon angariSi calkeuli braldebuli piris Sesaxeb, raTa, saWiroebisamebr, daexmaron sasamarTlo xelisuflebis organoebis gadawyvetilebis miRebaSi sisxlissamarTlebrivi devnis warmoebis an Sesabamisi sasjelis an sxva RonisZiebis Sefardebis Taobaze. aseT SemTxvevaSi, probaciis organoebi regularulad unda ukavSirdebodnen sasamarTlo xelisuflebis organoebis im garemoebebis Taobaze, sadac aseTi angariSi SesaZloa saWiro iyos.

43. sasjelis Sefardebamde momzadebuli angariSi unda iyos dafuZnebuli pirvel wyaroze da, ramdenadac es SesaZlebelia, gadamowmebuli da ganaxlebuli iqnes sasamarTlo procesis msvlelobisas.

44. gansasjelebs unda mieceT SesaZlebloba, CarTuli iyvnen angariSis SedgenaSi da maTi mosazreba, aseTis arsebobis SemTxvevaSi, aisaxos angariSSi. agreTve, angariSis Sinaarsi unda gaecnos maT da/an maT samarTlebriv warmomadgenels.

#### *sxva sakonsultacio angariSebi*

45. erovnuli samarTlebrivi sistemis Sesabamisad, probaciis organoebis SeuZliaT SeimuSaon angariSi, romelic saWiroa saTanadod uflbamosili xelisuflebis organoebis mier gadawyvetilebis misaRebad. aRniSnuli SesaZloa moicavdes rekomendacias:

- a. msjavrdebulis gaTavisuflebis SesaZleblobis Sesaxeb;
- b. raime specialur pirobebs, romlebic gaTvaliswinebuli unda iqnes msjavrdebulis gaTavisuflebis Sesaxeb gadawyvetilebis miRebisas;
- g. raime saxis intervencias, romelic aucilebelia msjavrdebulis gaTavisuflebisaTvis mosamzadeblad.

46. samarTaldamrvevebs unda mieceT SesaZlebloba, roca es mizanSewonilia, monawileoba miiRon angariSis momzadebaSi da maTi mosazrebebi, aseTis arsebobis SemTxvevaSi, gaTvaliswinebuli unda iqnes angariSSi. aRniSnuli dokumentis Sinaarsi unda gaecnos samarTaldamrvevs da/an mis samarTlebriv warmomadgenels.

#### *sazogadoebisaTvis sasargeblo Sroma*

47. sazogadoebisaTvis sasargeblo Sroma aris sazogadoebrivi sasjelis saxe an RonisZieba, romelic gulisxmobs probaciis organos mier sazogadoebis sasargeblod usasyidlo Sromis aRsrulebis organizebas da masze zedamxedvelobas, samarTaldamrvevis mier miyenebuli zianis realuri an simboluri anazRaurebis saxiT. sazogadoebisaTvis sasargeblo Sromas ar unda hqondes damamcirebeli (mastigmatizirebeli) xasiaTi da probaciis organoebi unda Seecadnen iseTi samuSaos moZiebas, romelic xels Seuwyobs msjavrdebulis unar-Cvevebis ganviTarebas da mis socialur CarTulobas.

48. sazogadoebisaTvis sasargeblo Sroma ar SeiZleba ganxorcieldes probaciis organoebis an maTi personalisaTvis mogebis an raime komerciuli sargeblis misaRebad.

49. Sesafetisi samuSaos moZiebisas probaciis organoebma unda gaiTvaliswinon sazogadoebisa da, agreTve, samuSaos pirdapiri mosargeblebis (beneficiarebis) usafrTxoeba.

50. janmrTelobisa da Sromis usafrTxoebis zomebi saTanadod unda icavdes samarTaldamrRvevebs maT mier sazogadoebisaTvis sasargeblo Sromis Sesrulebisas. aseTi zomebi ar unda iyos imaze naklebi, vidre Cveulebrivi muSakebisTvis dadgenili standartebi.

51. probaciis organoebma unda SeimuSaon sazogadoebisaTvis sasargeblo Sromis programebi, romlebic moicavs sxvadasxva saxis davalebebs msjavrdebulTa unarebisa da saWiroebis Sesabamisad. gansakuTrebiT, unda arsebobdes Sesabamisi samuSao msjavrdebuli qalebisaTvis, SezRuduli SesaZleblobis mqone, axalgazrda da moxuci msjavrdebulebisaTvis.

52. msjavrdebulebs unda hkiTxon, Tu ra saxis samuSaoebis Sesruleba SeuZliaT.

### ***zedamxedvelobis zomebi***

53. erovnuli kanonmdeblobis Sesabamisad, probaciis organoebis SeuZliaT, zedamxedveloba ganaxorcielon sasamarTlo procesamde, procesis dros da Semdeg, sasamarTlos mier ganaCenis gamotanamde gansasjelis pirobiT gaTavisuflebisas, giraos, pirobiTi msjavris, sasjelis gadavadebisa an pirobiT vadamde gaTavisuflebisas.

54. imisaTvis, rom zedamxedveloba srulad iqnes ganxorcielebuli, probaciis samsaxurebma mxedvelobaSi unda miiRon individualuri samarTaldamrRvevis sxvadasxva saWiroeba.

55. zedamxedveloba ar SeiZleba gagebul iqnes, rogorc mxolod kontrolis valdebuleba, aramed igi moicavs msjavrdebulisaTvis rCevebis micemas, daxmarebis aRmoCenas da waxalisebas. sadac saWiroa, es unda ganxorcieldes sxva intervenciebTan erTobliobaSi, romelic SesaZlebelia miwodebul iqnes probaciis an sxva organoebis mier, rogoricaa treningebi, unarebis ganviTareba, dasaqmebis SesaZlebloba da rehabilitacia.

### ***msjavrdebulis ojaxTan muSaoba***

56. saWiroebis SemTxvevaSi, probaciis organoebma, erovnuli kanonmdeblobis Sesabamisad, TviTon an sxva partnior organizaciebTan erTad, daxmareba unda gauwion msjavrdebulTa ojaxebs da miawodon saWiro rCeva da informacia.

### ***eleqtronuli monitoringi***

57. rodesac eleqtronuli monitoringi gamoiyeneba, rogorc probaciis zedamxedvelobis RonisZieba, aucilebelia, igi SeTavsebul iqnes im saSualebebTan, romlebic miznad isaxavs rehabilitaciasa da axali danaSaulis prevencias.

58. teqniki zedamxedvelobis done ar unda iyos imaze meti, vidre es saWiroa calkeul SemTxvevaSi, Cadenili danaSaulis simZimisa da sazogadoebis usafrTxoebisaTvis SesaZlo riskebis gaTvaliswinebiT.

### ***sazogadoebaSi xelaxla damkvidreba (reintegracia)***

59. rodesac probaciis organoebi pasuxismgebelni arian msjavrdebulTa zedamxedvelobaze maTi gaTavisuflebis Semdeg, maT unda imuSaon cixis administraciasTan, msjavrdebulsa da mis ojaxTan, agreTve, sazogadoebasTan, raTa xeli Seuwyon msjavrdebulTa dabrunebas da sazogadoebaSi xelaxla damkvidrebas. maT unda daamyaron kontaktebi uflbamosil samsaxurebTan



cixeebSi, raTa daexmaron msjavrdebulebs socialur da samsaxurebriv integraciaSi gaTavisuflebis Semdeg.

60. probaciis organoebis unda hqondeT yvela aucilebeli xelmisawvdomoba msjavrdebulTan, rac saSualebas miscems, daexmaron gaTavisuflebisaTvis momzadebasa da sazogadoebaSi reintegraciis procesis dagegmvaSi, raTa garantirebuli iyos uwyveti mzrunveloba im konstruqciul muSaobaze dayrdnobiT, rac daiwoy sasjelaRsrulebis dawesebulebaSi.

61. vadaze adre gaTavisuflebis Semdgomi zedamxedvelobis mizani unda iyos msjavrdebulis saWiroebebis dakmayofileba, rogoricaa samsaxuris moZebna, binaTmowyoba, ganaTleba, agreTve, gaTavisuflebis pirobebis Sesrulebis uzrunvelyofa, raTa Semcirdes danaSaulis xelaxla Cadenisa da seriozuli zianis miyenebis riski.

### ***gaTavisuflebis Semdgomi Tanadgoma***

62. rogorc ki vadaze adre gaTavisuflebis pirobebi Sesruldeba, probaciis organoebma SeiZleba ganagrZon daxmarebis gaweve iq, sadac es kanoniT dasaSvebia; moxaliseobrivi sawyisebze SesTavazon gaTavisuflebis Semdgomi servisebi yofil msjavrdebulebs, raTa daexmaron maT, ganagrZon kanonmorCili cxovreba.

### ***probaciis muSaoba ucxoeti moqalaxe msjavrdebulebTan da im moqalaxebTan, romlebic ucxoeti iqnen gasamarTlebuli***

63. probaciis organoebma unda uzrunvelyon TavianiTi servisebis xelmisawvdomoba ucxoeli msjavrdebulebisaTvis, gansakuTrebiT maTi zedamxedvelobisa da reintegraciis kuTxiT.

64. ucxoeli msjavrdebulebi, maT mimarT kanoniT dadgenili probaciis samuSaos ganxorcielebisas, informirebuli unda iyvnen TavianiTi uflebebis Sesaxeb. ramdenadac es SesaZlebelia, unda gagrZeldes an Camoyalibdes TanamSromloba ucxoel msjavrdebulTa warmoSobis qveynis probaciis samsaxurebTan, raTa koordinacia gaewios zedamxedvelobis sistemas aRniSnuli piri sakuTar qveyanaSi dabrunebis Semdeg.

65. probaciis organoebma, erovnuli xelisuflebis TanxmobiT, miznad unda daisaxon im msjavrdebulebTan kontakqtis damyareba da maTi daxmareba, romlebic sxva qveyanaSi iyvnen gasamarTlebuli, agreTve, waaxalison isini, gauwion saTanado daxmareba maTi dabrunebis Semdgom.

## **nawili V**

### **zedamxedvelobis procesi**

#### *Sefaseba*

66. zedamxedvelobis ganxorcielebamde da mis ganmavlobaSi, saWiroebisamebr, unda moxdes msjavrdebulTa Sefaseba TiToeuli saqmis sistematuri da Zireuli Seswavlis safuZvelze, rac moicavs riskis, pozitiuri faqtorebisa da saWiroebebis gansazRvras, im intervenciebis dadgenas, romelic aucilebelia am saWiroebebis dasakmayofileblad, agreTve, am Carevisadmi samarTaldamRvevis pasuxismgeblobis gansazRvras.

67. sadac SesaZlebelia, msjavrdebulebs unda mieceT SesaZlebloba, aqtiuri wvlili Seitanon oficialur SefasebaSi, rac gulixmobs angariSis gawevas msjavrdebulis mosazrebisa da miswrafebebisadmi, agreTve, misi pirovnebis Zlieri mxareebisa da Semdgomi danaSaulis Cadenis Tavidan acilebis pasuxismgeblobisadmi.

68. samarTaldamrRvevebs unda ecnoboT Sefasebis procesisa da Sedegebis Sesaxeb.
69. Sefaseba gangrZobadi procesia da misi sizuste da Sesabamisoba periodulad unda gadaisinjos.
70. Sefaseba rekomendebulia:

- a. Sesaferisi sasjelis an sxva RonisZiebis gansazRvrisas, an rodesac ganixileba formaluri sixlis samarTlis sistemidan piris ganrideba;
- b. zedamxedvelobis periodis dasawyisSi;
- g. rodesac raime gansakuTrebuli cvlilebebi xdeba samarTaldamrRvevis cxovrebaSi.;
- d. rodesac ganixileba zedamxedvelobis donis an xasiaTis Secvla;
- e. zedamxedvelobis RonisZiebis dasrulebisas.

71. personals unda Cautardes treningebi Sefasebis Catarebis Sesaxeb winamdebare wesebis mixedviT. iq, sadac erovnuli sistemebi iyeneben Sefasebis instrumentebs, personals unda Cautardes treningebi, raTa maT iswavlom am instrumentebis potenciuri Rirebuleba da SezRudvebi, gamoiyenon igi profesiuli gadawyvetilebebis miRebisas.

### ***dagegmva***

72. saTanadod uflbamosilma organoebma unda moamzadon yvela sasjelisa da RonisZiebis aRsrulebis samuSao gegma da is unda Caidos konkretuli saqmis masalebSi. es gegma unda iyos saxelmZRvanelo probaciis organoebisaTvis muSaobis procesSi. is agreTve unda daexmaros personals da msjavrdebuls, Seafason dasaxuli miznebis miRwevis progresi.

73. samuSao gegma unda iyos ganxiluli da SeZlebisdagvarad SeTanxmebuli msjavrdebulTan.

74. samuSao gegma unda daefuznos pirvelad Sefasebas da masSi unda aisaxos RonisZiebebi, romlebic momavalSi iqneba ganxorcielebuli.

75. Sefasebis gadaxedvis Semdeg samuSao gegmac Sesabamisad, saWiroebisamebr unda ganaxldes.

### ***intervenciuli (Carevis) RonisZiebebi***

76. intervencia miznad unda isaxavdes reabilitacias da axali danaSaulis acilebas, Sesabamisad, unda iyos konstruqciuli da Sefardebuli sasjelis proporciuli.

77. probaciis organoebis unda hqondeT SesaZlebloba, gamoiyenon sxvadasxva meTodi, romlebic dafuznebuli iqneba multidisciplinur midgomasa da Sesabamisi kvlevebis CatarebiT miRebul safuzvlian codnaze.

78. msjavrdebulebi winaswar srulad unda iyvnen informirebuli nebismieri SeTavazebuli intervenciis Sesaxeb. yvelaferi unda gakeTdes imisaTvis, rom uzrunvelyofili iyos msjavrdebulTa aqtiuri monawileoba aseT RonisZiebebSi.

79. intervenciebis ganxorcielebisa da mimarTvis gakeTebisas probaciis organoebi, saWiroebisamebr, mouwodeben Sesabamisi organoebis daxmarebisaTvis.

80. imis miuxedavad, Tu ramdeni piri muSaobs msjavrdebulTan, unda arsebobdes erTi pasuxismgebeli TanamSromeli, romlis amocana iqneba, Seafasos, SeimuSaos da koordinacia gauwios zogad samuSao gegmas, uzrunvelyos msjavrdebulTan Sesabamisi kontakti da mis mier

dakisrebuli pirobebis Sesruleba. aRniSnuli gansakuTrebiT mniSvnelovania, rodesac msjavrdebulis mimarT ramdenime intervenciuli RonisZieba xorcieldeba an CarTulia erTze meti organo.

### ***Sefaseba***

81. calkeuli msjavrdebulis progresi unda Sefasdes regularuli intervaliT da es procesi unda aisaxos samuSao gegmaze zedamxedvelobis darCenili vadis ganmavlobaSi. Sefaseba unda warmoadgendes saqmis Canaweris nawils da, agreTve, saWiroebis SemTxvevaSi, SesaZloa gadawyvetilebis mimRebi organos mimarT Semdgom angariSSic aisaxos.

82. Sefaseba unda asaxavdes imasac, Tu ra saxis samuSaoebi iqna gegmiT gansazRvruli, rogor Sesrulda da ra Sedegebi iqna miRweuli. probaciis organoebis unda SeeZloT, saWiroebisamebr, mimarTon gadawyvetilebis mimReb organos zedamxedvelobis Secvlis an Sewyvetis moTxovniT.

83. msjavrdebulTa mosazrebebi zedamxedvelobis mizanSewonilobis Sesaxeb asaxuli unda iyos SefasebaSi.

84. zedamxedvelobis periodis dasrulebisas unda Catardes saboloo Sefaseba. samarTaldamrRvevebs unda ecnoboT, rom es Sefaseba darCeba maT pirad saqmeSi da SesaZloa gamoyenebul iqnes momavalSi.

### ***aRsruleba da pirobebis Sesruleba***

85. probaciis organoebma unda imuSaon imisaTvis, rom uzrunvelyon msjavrdebulTa mier zedamxedvelobisa da Sefardebuli pirobebis aqtiuri Sesruleba. amasTanave, msjavrdebulTa mxridan TanamSromlobis miRwevisas probaciis samsaxurebi ar unda eyrdnobodnen mxolod SesaZlo sanqciebis gamoyenebaze miTiTebas, Seusruleblobis SemTxvevaSi.

86. msjavrdebulebs unda ganemartoT, Tu ra moeTxovebaT maT, rogoria probaciis personalis valdebulebebi da pasuxismgeblobebi da rogori iqneba pirobebis Seusruleblobis Sedegebi.

87. rodesac msjavrdebulebi ar asruleben dadgenil pirobebs, probaciis personalma unda moaxdinos aqtiuri da dauyovnebeli reagireba. reagirebisas aucilebelia, mxedvelobaSi iqnes miRebuli yvela arsebuli garemoeba, romelic Tan axlda pirobebis Seusruleblobas.

### ***saqmiswarmoeba, informacia da konfidencialuroba***

88. probaciis yvela organom unda awarmoos oficialuri, zusti da ganaxlebuli monacemebi Tavisi saqmianobis Sesaxeb. aseTi Canawerebi, rogorc wesi, moicavs personalur monacemebs konkretuli pirebis Sesaxeb, maTi sasjelis an sxva zomis aRsrulebasTan dakavSirebiT, probaciis organosTan maTi kontakqtisa da maTTan gaweuli muSaobis Sesaxeb. aRniSnul CanawerebSi (pirad saqmeSi) Senaxuli unda iyos Sefasebis, dagegmvis, gaweuli muSaobisa da saboloo Sefasebis Sesaxeb monacemebi.

89. piradi saqmeebi unda eqvemdebarebodes erovnuli kanonmdeblobiT gansazRvrul konfidencialurobisa da monacemTa dacvis principebs. aRniSnul dokumentaciaSi moculi konfidencialuri informaciis gaziareba Sesabamis uwebebtan SeiZleba moxdes mxolod mkacri procedurebis dacviT da zustad gansazRvruli miznebis Sesabamisad.

90. piradi saqmeebi aris angariSvaldebulebis uzrunvelyofis mniSvnelovani saSualeba. isini Semowmebuli unda iqnes regularulad administraciis mier da, saWiroebis Sesabamisad, xelmisawvdomi unda iyos oficialuri inspeqciisa da monitoringisaTvis.

91. probaciis organoebis unda SeeZloT angariSis wardgena sasamarTlosa da sxva ufebamosili organoebisaTvis Sesrulebuli samuSaos, msjavrdebulTa progresisa da maTze dakisrebuli pirobebis Sesrulebis Sesaxeb.

92. msjavrdebulebs unda gaaCndeT TavianT saqmis masalebze (pirad saqmeze) xelmisawvdomoba iseTi doziT, rac gaTvaliswinebulia erovnuli kanonmdeblobiT da rac ar arRvevs sxvaTa konfidencialurobas. msjavrdebulebs unda hqondeT ufleba, idavon piradi saqmis Canawerebis Sinaarsze.

## **nawili VI**

### **probaciis organoebis sxva samuSaeobi**

#### ***dazaralebulebTan muSaoba***

93. roca probaciis organoebi uzrunvelyofen serviss dazaralebulisTvis, isini aseve unda daexmaron dazaralebulebs danaSaulis SedegebTan gamklavebaSi sxvadasxva saWiroebis gaTvaliswinebiT.

94. sadac saWiroa, probaciis organoebma unda iTanamSromlon dazaralebulTa daxmarebis centrebTan, raTa gaTvaliswinebuli iyos maTi saWiroebebi.

95. im SemTxvevaSi, rodesac probaciis organoebi TanamSromloben dazaralebulebTan an/da cdiloben maTi azris gaTvaliswinebas, maT garkveviT unda ganemartoT, rom gadawyvetileba samarTaldamRvevis dasjis Sesaxeb miiReba ara mxolod im zianis mixedviT, rac konkretul dazaralebuls miadga, aramed sxva mravali faqtoris gaTvaliswinebiTac.

96. im SemTxvevaSi ki, Tu probaciis organoebi pirdapir dazaralebulebTan ar awarmoeben muSaobas, Carevisas mxedvelobaSi unda miiRon maTi uflebebi da saWiroebebi. Careva miznad unda isaxavdes msjavrdebulis cnobierebis amaRlebas pasuxismgeblobis Sesaxeb im zianTan dakavSirebiT, romelic miadga dazaralebuls.

#### ***aRDgeniT (Serigebis) marTlmsajulebis praqtika***

97. rodesac probaciis organoebi CarTuli arian aRDgeniT marTlmsajulebis procesSi, maSin samarTaldamRvevis, dazaralebulisa da sazogadoebis uflebebi da movaleobebi naTlad unda iqnes gansazRvruli da gacnobierebuli. probaciis personals unda Cautardes Sesabamisi treningebi. ra intervenciac ar unda xorcieldebodes, misi ZiriTadi mizani unda iyos miyenebuli zianis gamosworeba.

#### ***danaSaulis prevencia***

98. im SemTxvevaSi, Tu erovnuli kanonmdebloba amas iTvaliswinebs, probaciis organoebis codna da gamocdileba gamoyenebul unda iqnes danaSaulis Semcirebis strategiis SemuSavebaSi. es SeiZleba moicavdes erTobliv intervenciebsa da partniorobas.

## **nawili VII**

### **saCivrebis procedura, inspeqcia da monitoringi**

99. erovnuli kanonmdebloba unda iTvaliswinebdes naTlad gansazRvruli, xelmisawvdomi da efeqhuri procedurebis arsebobas probaciis praqtikasTan dakavSirebuli saCivrebis gamoZiebis da maTze reagirebisaTvis.

100. es procedurebi unda iyos samarTliani da miukerZoebeli.

101. nebismier SemTxvevaSi, momCivani saTanadod unda iyos informirebuli gamoZiebis procesisa da Sedegebis Sesaxeb.

102. probaciis organoebma unda uzrunvelyon sando sistemis Seqmna, TavianTi saqmianobis monitoringisa da gaumjobesebis mizniT, aseve, dadgenil standartebTan SesabamisobaSi mosayvanad.

103. probaciis organoebi angariSvaldebuli arian uflebamosili saxelmwifo organoebis winaSe da unda eqvemdebarebodnen saxelmwifos mier regularul inspeqcias da/an damoukidebel monitorings, aseve, srulad unda iTanamSromlon am saxis SemowmebasTan dakavSirebul sakiTxebze. damoukidebeli monitoringis organoebis mier Catarebuli monitoringis Sedegebi unda iyos sajaro.

## **nawili VIII**

### **kvleva, Sefaseba, mediasa da sazogadoebasTan muSaoba**

104. probaciis politika da praqtika unda iyos, SeZlebisdagvarad, mtkicebulebebze dafuZnebuli. xelisuflebam unda uzrunvelyos saWiro resursebis moZieba Sesabamisi kvlevebisa da Sefasebebis Casatareblad.

105. arsebuli kanonmdeblobis, politikisa da praqtikis gadaxedva (Sefaseba) unda efuZnebodes Rma mecnierul analiza da kvlevebs, romlebic, Tavis mxriv, Seesabameba saerTaSorisd aRiarebul standartebis.

106. mediasa da sazogadoebas regularulad unda miewodos faqtobrivi informacia probaciis organoebis mier ganxorcielebuli saqmianobis Sesaxeb. maTi informireba unda moxdes gaweuli saqmianobis miznebisa da Sedegebis Sesaxeb, raTa amaRlides cnobiereba sazogadoebaSi probaciis rolisa da mniSvnelobis Sesaxeb.

107. uflebamosili organoebi unda iqnen waxalisebuli, raTa maT regularulad gamoaqveynon angariSebi probaciis sferoSi mimdinare movlenebis Sesaxeb.

108. probaciis organoebis politikasa da praqtikasTan dakavSirebuli gancxadebebi unda iyos xelmisawvdomi sxva uweyebebisaTvis, probaciis servisis momxmareblebisa da farTo sazogadoebisaTvis, rogorc erovnul, aseve saerTaSoriso doneze, raTa gaizardos ndoba am samsaxuris mimarT da gaumjobesdes probaciis standartebi da praqtika.

## **rekomendacia CM/Rec(2010)1–is danarTi II**

### **gamoyenebuli terminebis ganmarteba**

**gaTavisuflebis Semdgomi Tanadgoma/mzrunveloba** gulisxmobs msjavrdebulis reintegraciis process, nebayoflobiT safuZvelze, sasjelaRsrulebis dawesebulebidan misi gaTavisuflebis Semdgom, sazogadoebaSi dabrunebas konstruqciuli, dagegmili da kontrolirebadi saxiT. winamdebare wesebis mixedviT, aRniSnuli gansxvavdeba terminisagan `xelaxali dafuZneba (reintegracia)`, rac gulisxmobs kanoniT dadgenil CarTulobas sapatimrodan gaTavisuflebis Semdeg.

**Sefaseba** niSnavs msjavrdebulis riskis, saWiroebisa da Zlieri mxareebis Sefasebis process intervenciis dagegmvamde; sasamarTlo an sxva Sesabamisi xelisuflebis organosaTvis rCevebis

micemamde. garda amasa, Sefasebis mizania, gamoavlinos danaSaulis Cadenis mizezebi da daadginos, SesaZlebelia Tu ara RonisZiebebis gatareba danaSaulis ganmeorebiTi Cadenis albaTobis Sesamcireblad.

**daxmareba** gagebul unda iqnes, rogorc zedamxedvelobis ganuyofeli nawili kontrolis paralelurad. Cveulebisamebr, es moicavs erT an met Semdegi saxis momsaxurebas: daxmarebis gaweva sacxovrebeli adgilis moZebnaSi, dasaqmebasa da ganaTlebis miRebaSi; ojaxisTvis daxmarebis miwodeba da a.S. zogierT samarTlebriv sistemaSi aRniSnuli SesaZloa uzrunvelyofil iqnes calkeuli uwyebebis mier.

**saCivrebi** gulixmobs sasamarTlosadmi an/da administraciuli organosadmi ganxadebiT mimarTvas.

**sazogadoebrivi sanqciebi da RonisZiebebi** niSnavs im sanqciebs da RonisZiebebs, romelTa aRsruleba xdeba samarTaldamrRvevis sazogadoebaSi darCeniT da gulixmobs misi Tavisuflebis garkveul SezRudvas im valdebulebebis an pirobebis mixedviT, romelic mas aqvs Sefardebuli. definicia moicavs nebismier sanqcias, romelic Sefardebulia sasamarTlos an administraciuli organos mier, agreTve, nebismier sxva zomas, romelic miRebulia sasjelis Sefardebamde an mis nacvlad, an im saSualebebs, romelTa daxmarebiTac xdeba sapatimro sasjelis aRsruleba sasjelaRsrulebis dawesebulebis gareT.

**pirobebi da valdebulebebi** niSnavs nebismier moTxovnas, romelic xelisuflebis uflbamosili organos mier Sefardebuli sasjelis an sxva RonisZiebis Semadgeneli nawilia.

**kontroli** gulixmobs moqmedebebs, romlebic Semoifargleba imis dadgeniT Tu uzrunvelyofiT, Tu ramdenad asrulebs msjavrdebuli misTvis sasjelis RonisZiebiT dakisrebul valdebulebebs da pirobebs. aseTi moqmedeba, rogorc wesi, moicavs ufro mkacri sanqciis gamoyenebas an gamoyenebis muqaras, piris mier dakisrebuli valdebulebis Seusruleblobis SemTxvevaSi. kontrolis cneba ufro viwroa, vidre zedamxedveloba.

**danaSaulis prevencia** gulixmobs, danaSaulis prevenciis (an Semcirebis) mizniT, nebismieri politikis an praqtikis implementacias sisxlis samarTlis marTlmsajulebis nebismieri organos an sxva uflbamosili uwyebis mier.

**gadawyvetilebis mimRebi xelisufleba** gulixmobs sasamarTlo administraciul an sxva kanoniT gansazRvrul organos, romelic uflbamosilia, Seufardos an gaauqmos sazogadoebrivi sasjeli an zoma, an Secvalos pirobebi da valdebulebebi.

**nebayoflobiTi Tavis danebeba (Desistance)** gulixmobs process, romlis saSualebiT/daxmarebiT da gamoyenebiT, sisxlis samarTlis marTlmsajulebis uwyebebis CareviT an maT Caurevlad, samarTaldamrRvevebi wyveten danaSaulebriv qcevas da agrZeleben cxovrebas danaSaulis Cadenis gareSe sakuTari adamianuri resursis (rogoricaa individualuri unarebi da codna) da socialuri resursebis (rogoricaa dasaqmeba, ojaxi, socialuri kavSirebi da samoqalaqo sazogadoebaSi CarTuloba) ganviTarebis gziT.

**vadaze andre gaTavisufleba** moicavs nebismieri saxis gaTavisuflebas sapatimro dawesebulebidan sasjelis srulad moxdamde, rogoricaa, sasjelis gadavadeba, pirobiT vadamde gaTavisufleba an pirobiT Sewyaleba.

**Sefaseba** aris sruli moculobiT mimoxilva imisa, Tu ra doneze iqna mizani miRweuli. am procesSi xdeba gadawyvetilebis miReba Semdgomi saWiroebebis Sesaxeb.

**implementacia** gulixmobs probaciis organoebis mier praqtikuli samuSaoebis ganxorcielebas sazogadoebrivi sanqciebisa da RonisZiebebis saTanado aRsrulebis uzrunvelyofis mizniT.

**intervencia** niSnavs nebismier qmedebas, romelic ganxorcielebula samarTaldamrRvevis zedamxedvelobis, rehabilitaciis, daxmarebisa da xelmZRvanelobis mizniT, raTa moxdes danaSaulis xelmeored Cadenisagan misi acileba da kanonmorCil moqalaqed Camoyalibeba. Sesabamisad, intervencia ar moicavs informaciis mogrovebas an angariSebis wardgenas.

**sasamarTlo xelisufleba** niSnavs sasamarTlos, mosamarTles an prokurors.

**erovnuli kanonmdebloba** gulixmobs ara mxolod ZiriTad kanonmdeblobas, romelic miRebulia erovnuli sakanonmdeblo organos mier, aramed, agreTve, nebismier sxva savaldebulo regulacias da brZanebebs, sasamarTlo gadawyvetilebebs da sxva aqtebs, Tu maTi miRebis formati da wesi gansazRvrulia erovnul sakanonmdeblo sistemaSi.

**samarTaldamrRvevi** gulixmobs nebismier pirs, romelmac Caidina an erovnuli kanonmdeblobis mixedviT miCneulia danaSaulis Camdenad. am rekomendaciis miznebisatvis, agreTve, udanaSaulobis prezumfciisa da sasamarTlos mier damnaSaved cnobis Sesaxeb gamotanili gadawyvetilebisatvis zianis miyenebis gareSe, termini `samarTaldamrRvevi~ gagebuli unda iqnes, rogorc nebismieri piri, romlis mimarTac sisxlis samarTlebrivi devnis procesi mimdinareobs.

**gaTavisuflebis Semdgomi zedamxedveloba** gulixmobs vadaze adre gaTavisuflebis periodSi ganxorcielebul zedamxedvelobas.

**probacia** dakavSirebulia sazogadoebrivi sanqciebisa da zomebis aRsrulebasTan, romelic kanoniT aris gansazRvruli da samarTaldamrRvevisatvis Sefardebuli. is, agreTve, moicavs sxvadasxva moqmedebas da intervencias, rogoricaa zedamxedveloba, xelmZRvaneloba da daxmareba, romelic xorcieldeba samarTaldamrRvevis socialuri adaptaciisa da sazogadoebis usafRTxoebis mizniT.

**probaciis organo** gulixmobs nebismier kanoniT gansazRvrul dawesebulebas, romelic zemoT aRniSnul valdebulebebs axorcieles. imis mixedviT, Tu rogor aris mowyobili erovnuli sakanonmdeblo sistema, probaciis muSaoba SesaZloa agreTve moicavdes sasamarTlosa da sxva organoebisatvis informaciis miwodebas, raTa daexmaros maT samarTliani da swori gadawyvetilebis miRebaSi; samarTaldamrRvevebis xelmZRvanelobas da daxmarebas sapatimro dawesebulebaSi, raTa moaxdinos maTi momzadeba gaTavisuflebis da sazogadoebaSi xelaxali damkvidrebisatvis; monitoringi da daxmareba gauwios im pirebs, romlebic Tavisuflebian vadaze adre gaTavisuflebis sistemiT; ganaxorcielos aRdgeniT marTlmsajulebis intervenciebi da daxmareba SesTavazos dazaralebulebs.

**reabilitacia** farTo cnebaa da moicavs sxvadasxva saxis intervencias, romlebic miznad isaxavs danaSaulis Cadenaze xelis aRebas da msjavrdebulis qcevas kanonmorCil adamianad.

**xelaxla damkvidreba** iwyeba patimrobis periodSi. es aris msjavrdebulTa sazogadoebaSi dabrunebis pozitiuri da saTanado marTviT ganxorcielebuli procesi. am wesebSi „xelaxla damkvidreba” exeba zedamxedvelobis periods mas Semdeg, rac msjavrdebulma datova sapatimro, Tumca, jer kidev eqvemdebareba kanoniT gansazRvrul garkveul valdebulebebs, magaliTad, pirobiT vadamde gaTavisuflebis Semdgom dakisrebuli pirobebi. am terminis gansxvaveba unda moxdes terminisagan „gaTavisuflebis Semdgomi Tanadgoma”.

**aRdgeniT marTlmsajuleba** moicavs sxvadasxva midgomasa da programasa, romelic efuZneba ramdenime fuZemdeblur varauds:

- a. rom danaSaulze reagirebam unda gamoasworos is ziani, rac dazaralebulisatvis iqna miyenebuli;
- b. samarTaldamrRvevebma unda gaigon, rom maTi qmedeba ar aris misaRebi da man iqonia

faqtobrivi Sedegebi dazaralebuls da sazogadoebaze; g. rom samarTaldamrRvevebs SeuZliaT da unda aiRon kidec pasuxismgebloba TavianT qmedebaze; d. dazaralebulebs unda hqondeT SesaZlebloba, gamoxaton TavianTi saWiroebebi da monawileoba miiRon samarTaldamrRvevis mier sakuTari qmedebis gamosworebisaTvis yvelaze upriani gzebis ZiebaSi; e. sazogadoebas aqvs pasuxismgebloba, sakuTari wvlili Seitanos am procesSi.

**zedamxedveloba** miuTiTebS, erTi mxriv, daxmarebaze, romelic aRmasrulebeli organos an uflebamosili piris mier xorcieldeba da romlis mizania, SeinarCunos samarTaldamrRvevi sazogadoebaSi, miiRos zomebi, saWiroebisamebr, kontrolis CaTvliT, imis uzrunvelsayofad, rom samarTaldamrRvevi Seasrulebs masze dakisrebul movaleobebS da dadgenil pirobebs. zedamxedveloba SesaZloa ganxorcieldes nebayoflobiT (samarTaldamrRvevis TxovniT) an savaldebulo wesiT.

**dazaralebuli** gulisxmobs pirs, romelsac miadga fizikuri an moraluri ziani, emociuri tanjva an ekonomikuri danakargi da romelic gamowveuli iyo iseTi qmedebiT an umoqmedobiT, ramac daarRvia sisxlis samarTlis kanonmdebloba. termini „dazaralebuli” agreTve SeiZleba moicavdes uSualo dazaralebulis ojaxs da mis kmayofaze myof pirebs.

**moxalise** aris piri, romelic aRasrulebs saprobacioERonisZiebebs da romlisTvisac es saqme ar aris ZiriTadi samsaxuri. es ar gamoricxavs moxaliseTaTvis minimalur anazRaurebas maT mier ganxorcielebuli samuSaos xarjebis dasafaravad.