

Moral Deliberation

*Enabling a necessary learning environment within
FJs*

Werkconferentie Family Justice centre
14-11-2019 Antwerpen

Program

- Introduction
- The question/decision
- Moral Just?
- The steps in moral decision making
- Closing

Who we are?

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Governance & Integrity

Who are You?

Where do you work?

Involvement with FJC?

Familiarity with moral deliberation?

A 'moral' look at the FJC's work

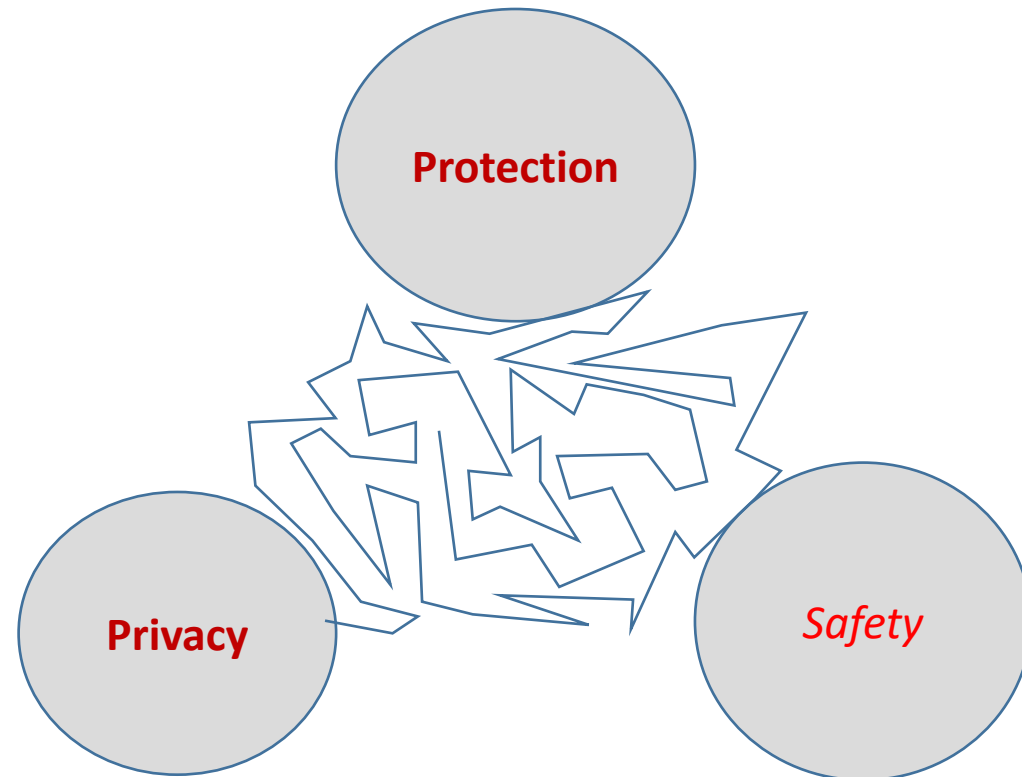
The people at FJCs do heroic work

- situations with high stakes;
- vulnerable stakeholders;
- Need for courage/no fear for decision-making

A lot at stake for many

- The victim/survivor
- Those working at FJCs
- Society at large

Balans: Doing the right thing



On the necessity of moral deliberation

moral deliberation serves two goals:

- To strengthen individual judgment ('moral deliberation is a *skill*')
- Enhance the learning capability of an organization ('a practice of deliberation is needed')

Specifically, within FJCs it serves two more goals

- Providing a coping-mechanism for individuals ('by sharing and unpacking the weight of the case and potential culpability')
- Providing a shared language to enable the victim-centered, survivor-driven focus in a multidisciplinary context

The situation and decision

.....

How do I know the right thing to do?

- Law?
- gut feeling?
- Values ?

A measure to decide on the morally right

'Doing right by the Other'

'Sufficiently take into account the rights, interests and wishes of all involved'

(in this concrete situation)

	The method: moral decision making
1	What decision am I faced with? Voor welke keuze sta ik? What option do I choose intuitively and what is the main objection against this choice?
2	Whose involved in my decision?
3	Who is deciding?
4	What information do I need to make my decision in a responsible manner?
5	What arguments speak in a favour of both options?
6	What is my final conclusion?
	Additional step: damage control
7	How do I feel about the judgment I arrive at?

Step 1

What decision am I faced with?

A: I do

Or

B: I do

Step 2

Who are involved?

-

-

-

-

-

etc

Step 3

Who is the decision maker?

Step 4

Do I need additional information?

-
-
-
-
- Etc.

Step 5

What are the arguments?

A for: I do because,	B for: I do Because,
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Step 6

What is my final conclusion?

I do.....

1. Qualifications of arguments
2. weighing these Qualifications → A of B outweigh the arguments on the other side. This is the right side.
3. Damage control

Qualification of arguments

- Rights/ obligations → principles arguments
 - Interests/wishes → Interests arguments
-
- excuse → excuse
 - Statement without right or interest → Fact

Weighing

I do	I do

Damage control

What can I do to control the damage?

Step 7

How do I feel about the final decision?

How can the decision making method work?

- Decision Model
- Explanation model
- Consultation model
- Learning model ◇ Moresprudence

Finally....

Question???