

## On Social Work for Criminal Law Violators in Vietnam - Instructions and Towards for Completion

Nguyen Thanh Phuong<sup>1</sup>,  | Tran Thanh Khoe<sup>2</sup>, 

<sup>1,2</sup> Faculty of Law, Nam Can Tho University, Can Tho, Vietnam

Received 31-07-2024

Revised 01-08-2024

Accepted 23-08-2024

Published 25-08-2024



Copyright: ©2024 The Authors. Published by Publisher. This is an open access article under the CC BY-NC-ND license (<https://creativecommons.org/licenses/by-nc-nd/4.0/>).

### Abstract:

In Vietnam, there are a number of basic regulations on the roles, functions, and tasks of supporting and assisting minors who violate the law, offenders, convicted persons, and those who commit crimes. Execution of punishment... However, this still has many certain difficulties. For example: Social work services for people who violate the law still do not have legal documents directly and specifically regulating the social work profession or social workers and the role of public employees. social interaction in the criminal justice system. The law also does not stipulate a state management agency for probation services for law violators, there is no specialized probation department or community-based corrections department, and there are no specialized probation officers. rehabilitation or community corrections. From there, the content of the article will focus on the roles and functions of staff working in the criminal justice system related to law violators, victims, and witnesses in legal proceedings criminal litigation. From there, propose some recommendations to improve legal regulations on social work in the field of criminal justice.

**Keywords:** Social Work, Law Violations, Criminal Justice

### 1. Question:

Social work is one of the important tools to ensure social security and social justice. This is considered “Implementing progress and social justice in each step and each development policy is a major and consistent policy of our Party and State”. Accordingly, the Party and State have issued many policies and laws targeting people in difficult circumstances, contributing to political stability and socio-economic development. In the spirit of the Resolution of the 11th National Party Congress, we determined: “Improving the social security system”, “Correct and fair social policy for people”, “Ensuring fairness and equality” about citizen rights and obligations; closely and reasonably combine economic development with cultural and social development...; Harmoniously

develop material life and spiritual life, constantly improve the lives of all members of society in terms of food, accommodation, travel, study, rest, and medical treatment...” (Congress Documents) 11th National Delegation, 2021). “Create clear progress in implementing social progress and justice, ensuring social security and reducing the rate of poor households; Improve health care conditions for the People”.

Accordingly, the subjects served by Social Work Service Centers are quite broad, including: the elderly, disabled people, people with HIV/AIDS, orphans, abandoned children, and sick children. Patients in hospitals, clients in court, students in schools, reformatories... collectively are vulnerable

people in need of social assistance. However, currently the attention and awareness of those in need of social assistance and the network of social assistance facilities at many levels, sectors and communities are still limited, so many target groups are people with disabilities, People with mental illness, children in particularly difficult circumstances, and people with HIV/AIDS are often discriminated against, despised, and shunned (Death Report of the Communist Party of Vietnam 2022). In addition, the downside of the development of the market economy combined with major social changes in recent times has created a new concern: criminal crimes are increasing and rejuvenating, more diversely, vulnerable people in society are also dragged into criminal cases in the position of criminals and people damaged by criminal acts. This is a warning bell about the instability of the social order, the punitive legal consequences imposed on criminals but are not effective. In fact, social work in the justice sector only focuses on certain subjects , on spontaneous and inconsistent forms of activities such as helping and supporting the elderly and orphans, disabled, people facing difficult circumstances,... mainly carried out by establishments belonging to the Labor, War Invalids and Social Affairs sector, the Red Cross, Women, Youth, religious organizations... . Vietnam Communist Party Electronic Newspaper 2022).

Faced with the above situation, building a solid social legal framework in the field of criminal justice creates conditions for social work to intervene deeply in the education and correction of vulnerable criminals as well as Protecting human rights and legitimate rights of vulnerable people who are victims of crime is becoming more urgent than ever. In recent years, our Party and State have planned many policies and issued many legal regulations to solve the above problem, but they have not been very effective because social work has not really been paid attention. The legal framework regulating this issue still has many inadequacies and shortcomings, and has not effectively promoted the role of social work for disadvantaged groups in criminal cases.

## 2. Current status of legal regulations on social work in the field of criminal justice in Vietnam

Implementing the policies of the Party, the State and the Resolutions of the National Assembly, up to now, the Ministry of Labor, War Invalids and Social Affairs and relevant Ministries and branches have promulgated many documents directing direct or specific content. related legal and policy frameworks, creating a premise for the development of professional social work in Vietnam, concretized in regulations on social work in many laws and specialized laws such as: Labor Code; Elderly Law; Disability Law; Children's Law; Law on Prevention and Control of HIV/AIDS Infection; Law on Prevention and Control of Domestic Violence and many programs and projects related to social work... and related guiding documents.

In general, the Vietnamese legal system There are still no specific regulations directly regulating social work or social workers in the field of criminal justice . Therefore, the regulations for the social work profession and social workers exist in the form of regulations on the roles, functions, and tasks of supporting and helping people who violate the law and offenders. The crime of the victim, the convicted person, and the person serving the sentence are distributed in legal documents on criminal proceedings, has not brought high efficiency in implementing social work activities in the field of criminal justice in Vietnam (Phuong, N. T., Khoe, T. T., & Van, T. T. T. 2024)

### 2 .1. Legal regulations on social workers during the investigation, prosecution and trial process

Regarding regulations related to people participating in social work during prosecution and trial, there are still “gaps” that need to be resolved such as:

*Firstly*, for cases where minors violate the law or are victims of law violations . Pursuant to Clause 1, Article 420 Vietnam's Criminal Procedure Code stipulates: “*Teachers, teachers, representatives of schools, Youth Unions , and other organizations where people under 18 years old study, work and*

*live have the right and obligation to participate.” Participate in proceedings according to the decision of the Investigation Agency, the Procuracy, and the Court.* Depending on each case, the competent authority conducting proceedings will summon representatives of schools and other organizations to participate in taking testimony from child victims when necessary. When participating in the trial, these subjects have the right to present evidence, documents, objects, request and request to change the person conducting the proceedings, express opinions, debate, and complain about prosecutorial actions. proceedings of persons with authority to conduct proceedings and decisions of the Court to protect the legitimate rights and interests of minor victims. In addition, the agency competent to conduct proceedings and the person competent to conduct proceedings may request the Agency of Labor, War Invalids and Social Affairs, the Women's Union, and the Ho Chi Minh Communist Youth Union , Children's Rights Protection Association, Legal Aid Center, other agencies and organizations where proceedings are conducted appoint people to participate in the proceedings to support and protect the accused and victims under 18 years old. without a family, without a stable place of residence, the victim under 18 years old was sexually assaulted, abused or trafficked at the request of the accused, victim, representative, defenders of their legitimate rights and interests or when the competent authority conducts proceedings or the person with authority to conduct proceedings deems necessary.

According to Clause 2, Article 18, Circular No. 43/2021/TT-BCA dated April 22, 2021 of the Ministry of Public Security regulating the responsibilities of the People's Police force in implementing a number of criminal proceedings and procedures. friendliness in the process of receiving and resolving denunciations and information about crimes, recommendations for prosecution, and investigation of cases of abuse of people under 18 years of age. Regulations: *Investigation agencies are responsible for ensuring the participation proceedings according to the provisions of the 2015 Criminal Procedure Code of*

*representatives, guardians, teachers, school representatives, Ho Chi Minh Communist Youth Union, other agencies and organizations. The investigation agency is responsible for creating conditions for victims under the age of 18 to receive appropriate professional medical, health, legal, and psychological assistance when they need it; protect the confidentiality of harmed personal information.*

For children - People under 16 years old, Pursuant to Article 72 of the Law on Children 2016 regulations: “ *Commune-level child protection workers are responsible for consulting, providing information, and guiding children participating in proceedings to access services. At the same time, commune-level child protection workers can participate in proceedings related to children at the request of the competent authority conducting proceedings* . Accordingly, when a person participating in the proceedings in a criminal case is a child, there will be the participation of a “commune-level child protection worker” with the role of supporting and guiding the child's participation. proceedings and access social work services if requested by the agency conducting the proceedings.

Accordingly, current Vietnamese law has not yet clarified the position, role, functions, responsibilities and powers of social workers (Le Thi Van Anh 2021). About the responsibilities of some agencies, organizations or individuals The issue of helping law violators and criminals to reform and correct mistakes has not yet been specified; Helping suspects and defendants when participating in proceedings or helping victims ensure their rights and interests during the process of participating in proceedings.

For children and minors involved in the case, the law does not stipulate the responsibilities of those conducting proceedings in sending notices to appoint child protection workers to participate in the various stages. stage of prosecution, investigation, prosecution, trial, especially the stage of prosecution. Accordingly, it is impossible to determine who is responsible for notifying the “commune-level child protection worker” to

participate in guiding children in exercising their rights, as well as ensuring financial stability. Children's psychology in each stage of proceedings. In addition, there is no regulation on the time limit for notification, which can lead to delays in the participation of child protectors in the case resolution process, causing difficulties in receiving information. Information, advice and absolute protection of children's rights and interests before litigation agencies.

Accordingly, the authors believe that Vietnamese law needs to move towards the "Child Advocacy Model" that the United Nations encourages member states to apply a multidisciplinary approach in the interrogation process (child advocacy model). The important content of this model is to ensure the presence of subjects conducting testimony taking activities, child experts, and health and mental health care service providers for children in the trial. interrogation session (UNODC 2009). This model brings many benefits to child victims, ensuring the testimony is conducted fully and accurately and minimizing negative impacts on them. These are agencies and organizations that regularly have contact with children or are people who have been trained and understand the physiology of children. Therefore, the participation of these agencies and organizations will help prepare child victims with a strong mentality, eliminate fear and prejudice to be ready to participate in criminal proceedings.

*Second*, regarding the appointment of a defense counsel for an accused person, Article 76 of the Criminal Procedure Code 2015 stipulates: "1. In the following cases, if the accused, their representatives or relatives do not invite a defense attorney, the competent authority conducting the proceedings must appoint a defense attorney for them: a) The accused, defendants charged with crimes for which the Penal Code stipulates the maximum penalty range is 20 years in prison, life imprisonment, or death penalty; 2. The accused has physical weaknesses that make him unable to defend himself; people with mental disabilities or people under 18 years old. Accordingly, if subjects in the above two cases or their representatives or

relatives do not invite a defense attorney, the competent authority conducting the proceedings will appoint a defense attorney. The appointed defense attorney will be requested by the competent procedural authority or requested by one of the following three organizations: *i) The bar association assigns a law practice organization to appoint a defense attorney; ii) For people belonging to one of the subjects specified in Article 7 of the Law on Legal Aid 2017, the State Legal Aid Center will appoint legal assistants and defense lawyers; iii) For members of the Vietnam Fatherland Front Committee and member organizations of the Front, these organizations will appoint people's defenders to defend ( Article 76 of the 2015 Criminal Procedure Code). ).*

Regarding the role of social workers in participating in legal proceedings to protect vulnerable people, current legal regulations do not show flexibility. From the arrangement of social workers' workplaces in administrative agencies and social work centers, it can be seen that social workers are not guaranteed the most favorable conditions to perform their duties. his service. While vulnerable people in need of protection are facing public authorities, social workers, although visible, must be in a passive position waiting for requests from prosecuting agencies. proceedings and the assignment of the leaders of the agency or organization where this person works, only then will they be eligible to participate in proceedings to help and protect that vulnerable person.

In some countries around the world, there are many approaches to the placement of social workers in the justice system. Social worker attached to juvenile court. The social work department is located in the juvenile court and is under the jurisdiction of the juvenile judge. The social worker's office is located at the courthouse and they work closely with prosecutors, defense attorneys and other court officials from the early stages of the proceedings. Social workers conduct social investigations and prepare reports on vulnerable people, outlining available support and recommending to judges what measures or penalties are in the best interests. their; Social

workers actively participate and advise the judge throughout the court proceedings, providing suggestions and further clarification when necessary. After the court decides to impose a sentence or sanction, social workers are responsible for supervising and managing vulnerable people in compliance with the court's requirements and making periodic reports on progress. of the children and send it to the judge.

Regarding the status of social workers to participate in legal proceedings, the 2015 Criminal Procedure Code does not clearly define the status of social workers to participate in legal proceedings , which makes it difficult to determine the legal status of social workers. Determine the participants in the proceedings and the time of participation in the proceedings of these people. Regarding the appointment of a defense attorney, criminal procedure law puts the accused, their representatives or relatives in a passive position when they cannot invite a defense attorney themselves. Because, inviting an advocate must depend on many factors such as knowledge and financial ability. If these people are in difficult economic circumstances, it is almost impossible to invite their own defense counsel and they must let the competent authority conducting the proceedings appoint their own defense counsel.

From the above shortcomings, lawmakers need to study amendments and supplements to relevant legal documents to create a synchronous and unified legal basis for social work development, specifically:

*One is*, It is necessary to supplement regulations on the responsibilities of agencies conducting proceedings and people conducting proceedings in notifying “commune-level child protection workers” in case the case involves children according to the direction: *“Within 3 working days from the date of the decision to prosecute a child defendant, the investigation agency must notify in writing the People's Committee of the commune where the defendant resides for analysis. People working in commune-level child protection work participate in proceedings.* This is to improve the work efficiency of child protectors when

performing social work, promptly participate in protecting the legitimate rights and interests of children in the earliest stages, and maximize their role. your social role.

*Second* , we give full autonomy to the accused when choosing a defense attorney combined with adding regulations on the responsibilities of competent authorities conducting proceedings in guiding and supporting those who are accused of crimes. People accused of crimes approach individuals and organizations assigned to defend them. This helps people accused of crimes exercise their right to receive social assistance, choose a defense attorney that suits their will, and best protect their legal rights and interests.

*Third* , issue specific regulations on when social workers can participate in legal proceedings to protect vulnerable people in need of help. At the same time, develop regulations on the order and procedures for establishing a legal event to determine whether social workers are qualified and can participate in the proceedings.

In addition, it is necessary to stipulate the responsibilities of social workers in fully participating in activities during the case resolution process such as experimental investigation, scene examination, autopsy, and distraint. assets, confrontation, identification, taking statements , etc. However, the issue of applying sanctions to social workers in case this person fails to perform or performs their duties incorrectly or incompletely their duties, lack of responsibility in protecting vulnerable people during the process of resolving cases, in order to enhance the sense of responsibility of these people as well as ensure that the law is effectively enforced, we also need to pay attention. .

In addition, the allocation of social work human resources to support each stage from the time the vulnerable person begins to participate in the case until reintegrating into the community. For subjects with appropriate professional capacity, especially in the stages of prosecution, investigation, prosecution, and trial of cases, there is a need for professional social workers to participate in

protecting vulnerable people. Semi-professional social workers can participate in supporting vulnerable people during the phase of sentence execution and community reintegration, because this phase does not require much legal ability but is more about legal skills. Social skills to educate, propagate, and support offenders in their rehabilitation, strengthen awareness during the sentence and stabilization period, restore psychology, and restore the health of vulnerable victims and others. others so they can reintegrate into the community. Research and implement a mechanism for social workers to work in litigation agencies such as Courts, Procuracy, and Investigation Agencies so that these people can promptly participate in helping and protecting the weak. in each stage of the proceedings.

## ***2.2. The role of social workers in the phase of sentence execution and community reintegration***

During the execution period for people serving sentences in detention facilities, it is necessary to organize a literacy program for prisoners who are illiterate or re-illiterate. Accordingly, the teacher lectures Teaching culture to prisoners who are officers and soldiers of prison facilities or local educational establishments based on Article 31 of the Law on Execution of Criminal Judgments, Decree No. 133/2020/ ND-CP details the implementation of a number of articles of the Law on Execution of Criminal Judgments.

For people under 18 years old who commit crimes and are exempt from criminal liability, the Chairman of the Commune-level People's Committee will assign people to directly supervise and educate people who are police officers, soldiers, police officers, and cultural civil servants - social workers, justice and civil status officials, commune-level child protection workers, commune-level social work collaborators, representatives of the Women's Union, Youth Union or reputable people in the community. Communities with good morals, conditions, abilities and experience in educating and helping people under 18 years old who violate the law directly carry out supervision and education. People who directly supervise and educate are

entitled to financial support for performing tasks. The minimum monthly support level is 25% of the base salary for each person being supervised and educated (Decree No. 37/2018/ND-CP detailing the implementation of measures to supervise and educate people). Committing a crime under 18 years old is exempt from criminal liability).

On the contrary, for the period of community reintegration , this is identified as a period of transformation in the process of educating and reforming prisoners while serving their sentences; The process of reclaiming justice and compensating for material losses of the injured person. During this period, vulnerable people most need the guidance, encouragement, and support of social workers in creating conditions to support their psychological stability as well as receive sympathy and recognition. they are from society. In the field of justice, social workers during this period act as a bridge to bring victims and people who have completed their sentences back to the community. The State's preferential regimes for developing the social work profession in the judicial sector are clearly shown. Specifically :

For criminals in general, to prepare for community reintegration for prisoners, the Government has issued Decree No. 49/2020/ND-CP detailing the implementation of the Law on Execution of Criminal Judgments on Rehabilitation. community integration. According to the provisions of this Decree, prison facilities for prisoners organize psychological counseling, support legal procedures for prisoners, and assign experienced staff with knowledge of the fields to provide consultation. directly to prisoners or can invite *officials from the Justice sector, Education and Training, Lawyers' Association, Youth Union, universities, Center for HIV/AIDS Prevention and Control, Job Service Center businesses or other authorities come to advise and support legal procedures for prisoners; Coordinate with Employment Service Centers to provide labor market information, consulting, career orientation, and job introduction for prisoners.* The State encourages agencies, units, organizations and individuals to participate in consulting activities, support legal procedures,

provide vocational training, introduce jobs, and help those who have completed their compliance. imprisonment for community reintegration; Encourage the acceptance of people who have completed their prison sentences to work in agencies, organizations, production and business establishments. Agencies, units, organizations and individuals participating in monitoring, educating and helping people who have completed their prison sentences are given priority to rent houses and infrastructure from the State; enjoy tax exemptions and reductions according to the provisions of relevant tax laws and guiding documents.

For children who commit crimes or are abused, social worker Take on an important role in supervising and educating children who violate the law before reintegrating into the community. During this stage, social workers apply structured and specialized approaches so that children and their families receive focused and regular support , addressing key factors . Potential risks in thinking can affect children's actions. Social workers coordinate with other agencies, organizations and individuals to ensure children and families receive the social support and guidance needed to prevent child abuse. continue to commit crimes after reintegrating into the community. Social workers must also submit periodic reports on children's progress to local authorities or judges (Ministry of Justice 2023).

In general, during the period of sentence execution and community reintegration, the law still does not specifically define the obligations that relevant agencies and organizations must perform towards vulnerable people, as well as responsibilities. Responsible for implementing support activities according to regulations. As a result, the work of supporting prisoners and victims does not ensure consistency, and is not very effective in educating criminals as well as soothing and compensating the pain of victims.

In addition, social work in criminal justice in Vietnam currently faces many difficulties related to the professional abilities of social workers and training and allocation of human resources in the

field. criminal justice social work field . Despite receiving the attention of the Party and State through each period of development, the development of Vietnam's social work workforce today still has many limitations and has not met the requirements. of the times. According to the report reviewing the law on Social Work in the Criminal Justice system in 2023, nationwide there are 55 universities, colleges and 21 vocational training establishments with specialized training in social work, compared to 2010. There are only 1-2 establishments. This major has also attracted many students, with an annual enrollment of about 3,500 bachelor's degrees/year, of which 05 schools have conducted master's and doctorate training in social work.... The team of lecturers, officers, staff, and social work collaborators is increasingly interested in developing both quantity and quality. Every year, social work training is both on-the-job and study-based for about 3,000 targets/year (Ministry of Justice 2023). However, the team of social workers and providers of social services in the field of criminal justice is still limited, and the professional capacity of the “social work” team has not been trained. Methodical and specialized in the field of social work in criminal justice makes it difficult to develop professional services and ensure the process of supporting those in need . Especially for litigation cases, because when poor people, ethnic people and disadvantaged groups commit crimes, they have to face legal proceedings by public authorities. Social workers in their professional capacity must be responsible for protecting vulnerable people before the law with specific rights according to the law, ensuring their role with vulnerable subjects in various stages. criminal proceedings. This issue is consistent with the views of some developed countries in the world . Accordingly, social workers are professionally trained to help individuals, families and children solve difficulties in life . In addition, countries also focus on increasing investment in training human resources for social work, setting ethical standards and rules when performing tasks, and increasing income levels. of social workers to attract human resources (Hans van Ewijk 2009). For example, in the United States, professionally trained social

workers take on important roles including consulting for law enforcement officers, lawmakers, lawyers, and legal assistants. managers, community members, correctional officers. Criminal justice social workers often provide their clients with emotional support, guidance in navigating the court/legal system, and connections to relevant resources. Furthermore, criminal justice social workers often use their legal expertise to work within the court system in settings such as children and family agencies, hospitals, and mental health agencies. mental health agencies, substance abuse agencies, correctional facilities, prisons, and religious organizations (Kassandra Weinberg 2020).

In fact, for social work services in the field of criminal justice, there is no uniformity in human resources performing social work, due to the fact that there are no regulations regulating professional qualifications. subjects for social workers, as well as criteria for selecting individuals assigned to support and assist vulnerable people during criminal proceedings. The assigned people are mostly people from social organizations, so it is difficult to avoid situations where participating in criminal justice activities is not guaranteed in terms of legal knowledge and professional skills in criminal proceedings to supervise, educate, and support vulnerable people to carry out tasks in each stage of proceedings, this leads to low effectiveness in social work implementation, and does not ensure consistent implementation in the proceedings. issues supporting the protection of the requester's legitimate rights and interests. According to recent statistics, the supply of human resources for social work in general only meets 20% - 30% of demand. Specifically, only about 50 - 80% of officials are participating in professional and semi-professional social work activities, and collaborators have not received social work training. From 10 - 30% receive long-term training in social work and about 10 - 20% receive short-term training through courses from 1 week to 1 month (Tung Duong 2022). Therefore, the quality and effectiveness of social work intervention in the field of Justice is still very limited , there is a need for legal

regulations, policies and mechanisms to develop social work services in the field of justice this area.

In addition, the current law does not have regulations on the responsibilities of relevant individuals and agencies conducting legal proceedings for guiding people who need support and protection during the process, resolve cases to exercise the right to social work services, to ensure the ability to access and exercise the right to request support from social work services in the matter of protecting rights and interests their legitimate interests during the proceedings.

From the above analysis, the authors believe that social workers must have professional investment policies appropriate to the tasks of each stage of litigation, including professional skills such as : Identify legal issues and beneficial circumstances to exploit, ensuring maximum rights for the person you are protecting. This is an indispensable condition for the role of social workers in the Vietnamese justice sector to be comprehensively guaranteed for vulnerable people in need of protection. At the same time, lawmakers need to promulgate specific standards to select social workers to work full-time in each stage of proceedings. Also, need Promote coordination mechanisms with organizations and individuals, especially agencies, people conducting proceedings, organizations and officials at the grassroots level to detect and introduce vulnerable people in need of support to organizations. performing social work.

In addition, it is necessary to focus on building and promoting the improvement of regulations on the responsibilities of social work service providers and social workers in each stage of criminal case resolution to create a basis for these people to be qualified to participate in the case and perform their duties. Along with that, promulgate regulations on the legal responsibilities they must bear if there are violations during the performance of their work, ensuring the effective performance of social workers ' obligations . Enhance the value of social workers in the Vietnamese judiciary.



### 3. Conclude

In Vietnam, the spirit of mutual love has become a beautiful traditional culture from past to present. In particular, many activities are the basis for the development of Social Work and Social Work is currently one of the especially important issues and receives a lot of attention from sociologists, researchers as well as researchers. such as managers and leaders at all levels... However, the Social Work profession in Vietnam is only at the beginning of its formation and has not yet been developed according to its true meaning in all aspects.

With the role of promoting social development, contributing to resolving relationships, creating capabilities and liberating people to promote welfare and improve quality of life, the social work profession is increasingly affirming its necessity in society. Developing the social work profession in the field of criminal justice has a very important meaning and role. With a team of professional social workers, we will create conditions for those who need to access this service to have the opportunity to receive support and help faster and more effectively in a fair and transparent manner, ensuring legitimate rights and interests. By learning and understanding the characteristics of the needs of vulnerable people and their actual circumstances, social workers will provide appropriate support to beneficiaries of social work services. This will contribute to effectively solving social problems, changing the social level and enhancing social security (Nguyen Thanh Phuong, 2020).

However, to effectively manage social work services in the field of criminal justice as well as maintain the stability of this activity, first of all, attention must be paid to building and perfecting a system of regulations. Laws related to social work in criminal justice. In addition, for social workers, focusing on fostering professional skills to participate in solving legal issues and protecting the interests of vulnerable people during critical periods is important. Criminal litigation is an urgent issue that needs attention in the current period.

### References:

1. Criminal Procedure Code 2015.
2. Law on Execution of Criminal Judgments, Decree No. 133/2020/ND-CP detailing the implementation of a number of articles of the Law on Execution of Criminal Judgments .
3. Decree No. 37/2018/ND-CP details the implementation of measures to monitor and educate people under 18 years old who commit crimes and are exempt from criminal liability .
4. Joint Circular No. 06/2018/TTLT-VKSNDTC-TANDTC-BCA-BTP-BLDTBXH on coordination in implementing a number of provisions of the Criminal Procedure Code on proceedings for people under 18 years old.
5. Ministry of Justice (2023). *Report on reviewing the law on Social Work in the Criminal Justice system* , Labor Publishing House, Hanoi.
6. newspaper of the Communist Party of Vietnam, *Social work in the field of justice - Current situation and solutions* , <https://dangcongsan.vn/xa-hoi/cong-tac-xa-hoi-trong-linh-vuc-tu-phap-thuc-page-va-giai-phap-569152.html> , accessed May 26, 2024
7. Communist Party of Vietnam electronic newspaper, Policies and laws on social work in the judicial sector, <https://dangcongsan.vn/phap-luat/chinh-sach-phap-luat-ve-cong-tac-xa-hoi-trong-linh-vuc-tu-phap-628768.html> , Accessed May 26, 2023
8. Hans van Ewijk (2009) , *European Social Policy and Social Work*
9. Kassandra Weinberg (2020) *Social Work in Criminal Justice Settings* , Libretexts, [https://socialsci.libretexts.org/Bookshelves/Social\\_Work\\_and\\_Human\\_Services/Introduction\\_to\\_Social\\_Work\\_%28Gladden\\_et\\_al.%29/01%3A\\_Chapters/1.11%3A\\_Social\\_Work\\_in](https://socialsci.libretexts.org/Bookshelves/Social_Work_and_Human_Services/Introduction_to_Social_Work_%28Gladden_et_al.%29/01%3A_Chapters/1.11%3A_Social_Work_in)

- \_Criminal\_Justice\_Settings , accessed May 26, 2024
10. Le Thi Van Anh , *Legal policy on social work in the field of justice*, Communist Party of Vietnam Electronic Newspaper, <https://dangcongsan.vn/phap-luat/chinh-sach-phap-luat-ve-cong-tac-xa-hoi-trong-linh-vuc-tu-phap-628768.html> , accessed May 26, 2024
11. Phuong, N. T., Khoe, T. T., & Van, T. T. T. (2024). Legal Framework on Noise Pollution Management on SDG: Aqualitative Case Study in Vietnam. *Journal of Lifestyle and SDGs Review*, 4(1), e02006.
12. Nguyễn Thành Phương, 2020. Pháp luật về áp dụng biện pháp đưa vào cơ sở cai
13. nghiệm bắt buộc. *Tạp chí Nghiên cứu khoa học và Phát triển kinh tế Trường Đại*
14. *học Tây Đô*. 09: 185-195.
15. UNODC, *Commentary on the Model Law on Justice in Matters Involving Child Victims and Witnesses of Crime* , 2009, Article 13.
16. *Documents of the 11th National Congress* , Publishing House. National Politics, Hanoi, 2011