

Returning to Hózhó: How Peacemakers Restore Harmony and Balance through the Navajo Peacemaking Program

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#### *Hózhóji Naat'aah –* Traditional Diné Peacemaking and Its Role in Navajo Culture

- Traditional Diné peacemaking begins in a place of chaos, hóóchxo'/anáhóót'i', a concept often avoided by Navajos due to historical trauma.
- The Peacemaker lays the foundation for facing turmoil and mastering a peaceful life.
- Engagement with the Peacemaker provides identity and pride from cultural foundations.
- The Peacemaker educates, persuades, and cajoles individuals or groups towards openness, listening, sharing, and decision-making.



#### *Hózhóji Naat'aah –* Traditional Diné Peacemaking and Its Role in Navajo Culture(cont.)

• Confronting chaos, hóóchxo'/anáhóót'i', allows individuals to learn to leave it, leading to self-realization of harmony and beauty.

• The Peacemaker dispenses knowledge and teachings to guide the whole toward a cathartic understanding of hózhó, a key issue for transformative healing.

• The Beauty Way moves inwards toward the core issue or underlying truth, leading to healing or mutual healing.

• The resolution of afflicted feelings is the core material of peacemaking sessions.



## *Áłchíní Bándazhnit'á* Diné Family Group Conferencing

### Family Group Conferencing in New Zealand (FGC)

- Originated in New Zealand to align social work practice with Maori values and culture.
- In 1989, Family Group Conferencing became central to New Zealand's child-related call cases.

### Diné Family Group Conferencing (Diné bándazhniťá) DFGC

- An extension of peacemaking, DFGC assists in family preservation and reunification.
- Assists courts, agencies, and families in achieving family harmony.
- Provides traditional principles and skills in achieving hózhó.
- Arranges áłchíní bándazhniť á upon referrals from the prosecutor and schools.

### Foundation of álchíní bándazhniťá

- Addresses institutional factors impacting individual liberty and family preservation.
- Encourages generational responsibility and implementation plans by responsible agencies.

## *Nábináhaazláago Áłch'į' yáti'* Life Value Engagements

Life Value Engagements in the Peacemaking Program

• Life value engagements, or nábináhaazláago áłch'į' yáti', are traditional services provided through the Peacemaking Program.

• Engagements do not involve both sides in a dispute but focus on personal accountability and the first steps towards hózhó.

• Engagements can be dynamic dialogues where hóóchxo'/anáhóót'i' is released through stories and teachings.

• Engagements can be intense, allowing individuals to self-realize teachings and often precede successful peacemaking outcomes.



## *Nábináhaazláago Áłch'į' yáti'* Life Value Engagements (cont.)

• Group engagements involve a flow of feelings, with the first round focusing on the subject and teachings and the second round understanding all feelings in a fair way.

• Engagements are crucial in peacemaking sessions, ensuring participants have knowledge of the hózhóji naať aah process.

• Engagements can also be requested by individuals, courts, agencies, and schools, serving as a guide in situations where an agreement is not sought.

• Individual engagements typically concern individuals seeking hózhó or needing personal accountability in difficult circumstances.

• Family or group engagements typically concern individuals experiencing a problem and need engagement to handle the situation properly.



### *Oral Bitsé Siléí* <u>Bitsé Siléí and Navajo Nation</u> <u>Court Reform</u>

• Bitsé siléí are documents used by the Harmonization Project to reform Navajo Nation courts.

- They provide a written basis for changes in a system heavily dependent on written papers.
- Bitsé siléí are foundational essence, describing what someone at the top has seen to lay down a path.
- Navajos attribute knowledge to revelations from their elders, not self-knowledge.
- The principles in bitsé siléí are intended to be passed down verbally, making them relevant to present life circumstances.
- Compiling oral bitsé siléí in written form is a complex task with many shortcomings.
- Bitsé siléí is expected to change over time.
- The emphasis on orality in Navajo culture is emphasized in the format of the bitsé siléí.



## COURT PROCEDURE REFORMING THE DINÉ LIFE WAY IN COURT PROCESSES

• The Anglo-American-style courts have been present in Diné Bikeyah for over a century, establishing the bilagáana bi nahaz'áanii or the Anglo-American judicial system.

• Although courts have tended to follow the Anglo-American judicial system, Dine judges have included the Diné LifeWay in their rulings.

• The court system has displaced the processes and procedures of Navajo culture, leading to resentment and dissatisfaction among Navajos.

• Courtroom protocols often silence discussion and introduction of good evidence, leading to a lack of satisfaction with court outcomes.

• Punishment by incarceration without a community component adds to the public sense that the court system is removed from Navajo life.

• The courts are adversarial, keeping parties in a confrontational position until the end of the proceedings, countering the cultural value of a middle way.

• The Rules Harmonization Project aims to return the Diné Life Way to modern court processes.

## NAACHID - NAACHID IN PEACEMAKING AND REFORM

#### Concept of Naachid

• Naachid is a complex term that signifies a process, a person with a plan, and a relationship between the planner and the people.

• It is the way Dine solved their problems.

#### Introduction to Naachid

• The original Naachid was used as gestures and signs, first known by insects, birds, and animals.

• The 12 founding clans of the Naachid constituted a council, with each leader handling a conflict resolution issue.

#### Peacetime and Wartime Naachid

- Peacetime gatherings addressed drought, deep snow, windstorms, and bad weather. Natural disasters
- The Holy People were invoked for help.
- In wartime, the council used Where, When, How, and Whys concept.

#### Pragmatism in Naachid

• Naachid is based on pragmatism in Navajo culture, ensuring the council process is enlightened and natural.

## NITSÁHAKEES, NAHAT'Á, IINÁ, SIHASIN

Diné Thought Process and Navajo Cultural Teachings

• Diné k'ehgo nitsáhákees is a holistic life process involving thinking, living, planning, and achieving solutions.

• The process is paramount in Navajo cultural teachings, emphasizing the importance of the manner in which a thing is done.

• The Diné Bina'nitin Bitsé Siléí, a foundation of Diné teachings, comprises nitsáhakees (thinking process), nahat'á (planning together), iiná (doing the plan), and sihasin (the result).

• The teller uses the circle as a springboard for reformers, referencing it repeatedly after exploring stories, history, and other bitsé siléí.



# **CORE PRINCIPLES**

(to some common aspect of the principles that is relevant to Navajo Nation Court reform)

# **Peacemaking**

- 1. Comprehensiveness
- 2. Fairness
- 3. Personal Responsibility
- 4. Cornerstones of Navajo Culture



## NAACHID - NAACHID IN PEACEMAKING AND REFORM

#### <u>Nahat'á:</u>

• Part of the core circle, involving preventive measures and problem-solving.

#### <u>Ná bináhaazláo:</u>

• Provides parties with a sense of completeness and fairness.

• Involves bringing all problems into the discussion.

### Baa gé'ahónáago:

- Means taking time to do things right.
- Requires careful consideration and brain use.

### Haleebee:

• Means given the opportunity.

#### Nabík'íyáti':

• Denotes the particularity of the discussion.

#### Na'ák'íyáníłi':

- Defines defending oneself through talking.
- In Navajo, it includes the right to apologize, make it right, and plead for mercy.

## Fairness - Fair Dispute Resolution in Indigenous Laws

- Ná bináhaazláo: Provides parties with a sense of completeness and fairness.
- Naat'ááh: Leaders' decisions made according to existing laws.
- Natahnii': To lead, specifically to look out for.
- Yíní dílyínee: Means modestly, humbly.
- Aheełt'éigo: Emphasizes equal treatment of people.
- Ádił'ídlį: Respect for self and others.



# **Personal Responsibility**

### "Bee K'éndzísdlįį'" and Fundamental Laws in Diné Society

- Offender has personal responsibility to confront and rectify violations.
- Offender must face consequences of their actions.
- Offenders may hide truth but will be held accountable.
- Fundamental laws are necessary for maintaining order in modern society.
- Violations of these laws result in consequences.
- "Kana'adá" means experiencing consequences.
- "Bik'ee kana'adá / bíni'dineesdlįį" means the consequences obsess the mind.

# **Cornerstones of Navajo Culture - Navajo Philosophy and Diné Values**

#### Navajo Values:

- Iiná dóó á'ál'į': Defines Diné life and culture.
- Shábik'ehgo: Defines the natural path of the sun.
- Bee yis'ah go oodááł: Defines strength of body and mind.
- Hózhó/Akehi hozhoon: Defines harmony, beauty, and balance.

### Bíla'ashdla'ii:

- An affirmation of the Diné name, nihízhi', Diné, or people with five fingers.
- A spiritual name, Diyin Nohookáá Dine'é, or Holy Earth-Surface-People.
- Bíla'ashdla'ii may also refer to the stories within the five fingered hand and the lines of the hand.

# **Cornerstones of Navajo Culture - Navajo Philosophy and Diné Values (cont.)**

K'é:

- A basic beenahaz'áanii, indicating the Diné's connection to all creation.
- Emphasizes restorative justice and bringing individuals living in disharmony back into right relationships.

#### Sa'ąh Naaghéí Bik'eh:

- Defines the balance of our lives with the natural path of the sun.
- Aims to follow the established path of life, signified by the natural path of Hózhọón Niidlį the sun.
- The goal is to achieve the balance and complete our life cycle.

#### Sa'ąh Naaghéí Bik'eh Hózhoón Niidlį:

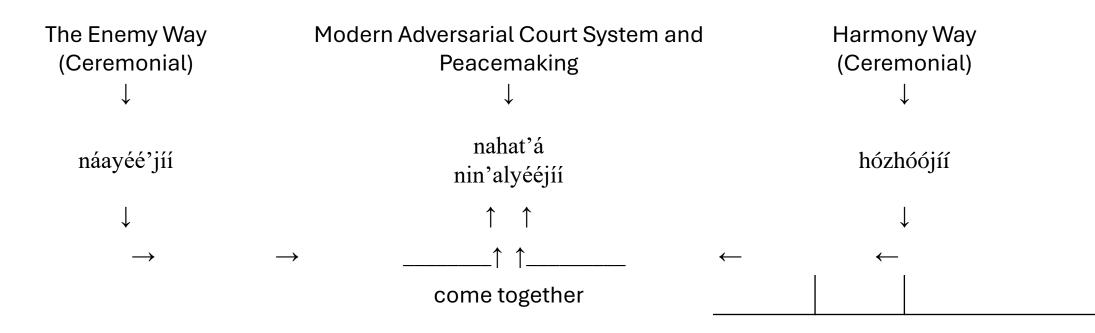
• Defines the wholistic or holy path of male and female beings.

#### Navajo Philosophy:

• Reflects the Diné Origin, recognizing all as sacred people bounded by the laws of nature.

• Atones for what we violate, hurt, or destroy what is considered sacred in places, animals, birds, reptiles, amphibians, and insects.

#### Today's Society





## Ahehee' – Thank you

# May the Holy People be with You