

Transnational Crime Law Theory And Practice At The Crossroads

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Research Handbook on International Law and Terrorism Ben Saul 2014-06-27 This Handbook brings together leading scholars and practitioners to examine the prolific body of international laws governing terrorism. It exhaustively covers the global response to terrorism in transnational criminal law, the international law on the
Introduction to Criminology Frank E. Hagan 2008 "After reviewing dozens of books, this text provided the best basic foundation and the study website is excellent." -Michelle Ronda, Marymount Manhattan College The Sixth Edition of Introduction to Criminology: Theories, Methods, and Criminal Behavior is a comprehensive introduction to the study of criminology, with a chapter devoted to the criminal justice system. Valued and admired for the author's easy-to-read writing style and the text's overall accessibility, this book concentrates on the vital core of criminological theory-theory, method, and criminal behavior-and successfully avoids an overly legal or crime control orientation. Updated throughout and with a visually engaging new two-color design, the Sixth Edition investigates all major forms of criminal activity,

including organized crime, white collar crime, political crime, and environmental crime. Author Frank E. Hagan explains the methods of operation, the effects on society, and how various theories account for criminal behavior. New to the Sixth Edition Offers expanded treatment of theory: An additional theory chapter (Chapter 5) explores psychological and biological theories, and the author has provided additional coverage of Developmental/Life Course theory in Chapter 6. Presents expanded detail on many types of crime: The book features comprehensive treatment of all crime typologies. Provides broader coverage of crime in its various forms: With major coverage of white collar, political, and organized crime, the text fully addresses topics such as Warez software piracy, spies, assassins, new organized crime groups, and major corporate scandals. Incorporates updated and new "Crime Files" and "In the News" boxes: New captivating examples include the Virginia Tech shootings; the BTK killer; Washington, DC snipers; Red Lake Massacre; and the Hanssen Spy case. Includes a new final chapter on the criminal justice system (Chapter 14): This chapter provides a brief overview to acquaint students who have not had a separate course on the justice system. Features an updated photo program: Contemporary visual representations bring to life the theories and crime typologies covered in the text. Accompanied by High Quality Ancillaries Student Study Site at www.sagepub.com/haganstudy: The study site includes self-quizzes, links to interesting and useful audio and video files (NPR and PBS radio archives, Frontline videos), carefully selected journal articles, Web research exercises, E-flashcards, and more. Instructors' Resources on CD-ROM: include a computerized test bank, PowerPoint slides for each chapter, classroom activities, and more. Qualified instructors can request a copy by contacting SAGE Customer Care at 1.800.818.7243 (6am-5pm PT). Intended Audience This is an excellent text for undergraduate courses such as Criminology, Deviant Behavior, and Crime and Society in departments of criminal justice, criminology, and sociology.

International Criminal Law M. Cherif Bassiouni 2008 Volume 2 addresses jurisdiction and the various mechanisms and modalities of international cooperation in penal matters, which for all practical purposes, apply to both the direct and indirect enforcement methods of ICL. These mechanisms and modalities of international cooperation are used not only in bilateral interstate cooperation in penal matters but they are also employed by international tribunals, including the ICC, in their relations with states. This volume is divided into 5 chapters which are titled as: Chapter 1: Policies and Modalities (Modalities of International Cooperation in Penal Matters; The Duty to Prosecute and/or Extradite: Aut Dedere Aut Judicare; Globalization of International Enforcement Mechanisms: The Problem of Legitimacy; Globalization of Law Enforcement and Intelligence Gathering and Sharing); Chapter 2: Jurisdiction (Extraterritorial Jurisdiction; Universal Jurisdiction; Competing and Overlapping Jurisdictions; Immunities and Exceptions; The European Union and the Schengen Agreement); Chapter 3: Extradition (Law and Practice in the United States; The European Approach;

Commentary on the United Nations Draft Model Law on Extradition); Chapter 4: Judicial Assistance and Mutual Cooperation in Penal Matters (United States Treaties on Mutual Assistance in Criminal Matters; Commentary on the United Nations Draft Model Law on Mutual Legal Assistance; Inter-State Cooperation in Penal Matters in the Commonwealth; The Council of Europe and the European Union; European Perspective on International Cooperation in Matters of Terrorism; Freezing and Seizing of Assets: Controlling Money Laundering); Chapter 5: Recognition of Foreign Penal Judgments, Transfer of Criminal Proceedings, and Execution of Foreign Penal Sentences (Introduction to Recognition of Foreign Penal Judgments; Introduction to Transfer of Criminal Proceedings; Transfer of Criminal Proceedings: The European System; The Lockerbie Model of Transfer of Proceedings; International Perspective on Transfer of Prisoners and Execution of Foreign Penal Judgments; United States Policies and Practices on the Execution of Foreign Penal Sentences).

Corruption in Commercial Enterprise Liz Campbell 2018-04-17 This edited collection analyses, from multiple disciplinary perspectives, the issue of corruption in commercial enterprise across different sectors and jurisdictions. Corruption is commonly recognised as a major 'social bad', and is seriously harmful to society, in terms of the functioning and legitimacy of political-economic systems, and the day-to-day lives of individuals. There is nothing novel about bribes in brown envelopes and dubious backroom deals, ostensibly to grease the wheels of business. Corrupt practices like these go to the very heart of illicit transacting in both legal markets – such as kickbacks to facilitate contracts in international commerce – and illegal markets – such as payoffs to public officials to turn a blind eye to cross-border smuggling. Aside from the apparent pervasiveness and longevity of corruption in commercial enterprise, there is now renewed policy and operational attention on the phenomenon, prompting and meriting deeper analysis. Corruption in commercial enterprise, encompassing behaviours often associated with corporate and white-collar crime, and corruption in criminal commercial enterprise, where we see corruption central to organised crime activities, are major public policy issues. This collection gives us insight into their nature, organisation and governance, and how to respond most appropriately and effectively.

Transnational Legal Ordering of Criminal Justice Gregory Shaffer 2020-05-31 Hard and soft law developed by international and regional organizations, transgovernmental networks, and international courts increasingly shape rules, procedures, and practices governing criminalization, policing, prosecution, and punishment. This dynamic calls into question traditional approaches that study criminal justice from a predominantly national perspective, or that dichotomize the study of international from national criminal law. Building on socio-legal theories of transnational legal ordering, this book develops a new approach for studying the interaction between international and domestic criminal law and practice. Distinguished scholars from different disciplines apply this approach in ten case studies of transnational legal ordering that

address transnational crimes such as money laundering, corruption, and human trafficking, international crimes such as mass atrocities, and human rights abuses in law enforcement. The book provides a comprehensive treatment of the changing transnational nature of criminal justice policymaking and practice in today's globalized world.

Selbstbestimmung im Vertragsrecht Unter besonderer Berücksichtigung von Verträgen zu "Liebe", Sex und Fortpflanzung Sandra Hotz 2018-03-27 Die Arbeit widmet sich der Bedeutung der Selbstbestimmung im Vertragsrecht in höchstpersönlichen Lebensbelangen der "Liebe", Sex und Fortpflanzung und setzt sich mit den rechtlichen Grenzen der Autonomie auseinander. Repräsentativ stehen der Prostitutions-, der Leihmutterchafts- und der Ehe(schliessungs)vertrag, die genauer untersucht werden. Die Arbeit ist sehr breit angelegt und nähert sich dem Themenfeld aus unterschiedlichen Perspektiven: aus dogmatischer, vergleichender und aus theoretischer. Neben dem Begriff und dem Konzept der Selbstbestimmung kommt der Generalklausel der "guten Sitten" besondere Bedeutung zu, denn diese dient im Vertragsrecht traditionell dazu, die Gültigkeit in sittlichen Belangen zu beschränken. Die Relativität der Grenzen der vertraglichen Selbstbestimmung wird rechtlich und kulturell vergleichend illustriert (Schweiz, Deutschland, Japan). Eine kritische Analyse des Konzepts der Selbstbestimmung unterstreicht zusätzlich die Notwendigkeit zur rechtlichen Differenzierung. Schlussendlich zeigen die Regelungsvorschläge zu den drei Vertragsbeispielen (schweizerisches Recht), wie Selbstbestimmung im Vertragsrecht konkret umgesetzt werden kann, ohne dass individueller Schutz verloren gehen muss.

An Introduction to Transnational Criminal Law Neil Boister 2018-04-19 National borders are permeable to all types of illicit action and contraband goods, whether it is trafficking humans, body parts, digital information, drugs, weapons, or money. Whilst criminals exist in a borderless world where territorial boundaries allow them to manipulate different markets in illicit goods, the authorities who pursue them can remain constrained inside their own jurisdictions. In a new edition of his ground-breaking work, Boister examines how states must cooperate to tackle some of the greatest security threats in this century so far, analyses to what extent vested interests have determined the course of global policy and law enforcement, and illustrates how responding to transnational crime itself becomes a form of international relations which reorders global political power and becomes, at least in part, an end in itself. Arguing that transnational criminal law is currently geared towards suppressing criminal activity, but is not as committed to ensuring justice, Boister suggests that it might be more strongly influenced by individual moral panics and a desire for criminal retribution than an interest in ensuring a proportional response to offences, protection of human rights, and the preservation of the rule of law.

Global Organized Crime Dina Siegel 2012-12-06 In the current processes of political, economic and cultural changes serious cross-border forms of organized crime receive unprecedented attention as spectacular global media events, as

'threats' of all sorts, and as priority targets of criminal policy and political agendas. Most books on 'global organized crime' focus on one particular region, topic or event, and are written from one specific theoretical and disciplinary framework. The renowned scholars who have contributed to this volume present up-to-date expertise on regions as distant and different as Russia, Colombia, the Netherlands, Israel, Peru and Britain. They tackle phenomena such as international drug trafficking, alien and women smuggling, terrorism, East European organized crime and financial crimes. They show not only how these issues are interrelated, but also the way in which they interact with social, economic and political legitimate structures. The contributors critically question the policies and strategies currently pursued. They explore different theoretical arguments from the perspective of their own disciplines, which include economics, criminology, political science and anthropology.

Understanding Security Mike Bourne 2013-11-26 This broad-ranging new text introduces a wide range of theoretical perspectives with a central focus on their application to understanding key issues in global, state and human security in the contemporary world.

Criminal Law in Serbia Zoran Stojanovi? 2018-05-09 Derived from the renowned multi-volume International Encyclopaedia of Laws, this book provides a practical analysis of criminal law in Serbia. An introduction presents the necessary background information about the framework and sources of the criminal justice system, and then proceeds to a detailed examination of the grounds for criminal liability, the justification of criminal offences, the defences that diminish or excuse criminal liability, the classification of criminal offences, and the sanctions system. Coverage of criminal procedure focuses on the organization of investigations, pre-trial proceedings, trial stage, and legal remedies. A final part describes the execution of sentences and orders, the prison system, and the extinction of custodial sanctions or sentences. Its succinct yet scholarly nature, as well as the practical quality of the information it provides, make this book a valuable resource for criminal lawyers, prosecutors, law enforcement officers, and criminal court judges handling cases connected with Serbia. Academics and researchers, as well as the various international organizations in the field, will welcome this very useful guide, and will appreciate its value in the study of comparative criminal law.

Self-Defence in International and Criminal Law Onder Bakircioglu 2011-05-11 Drawing from scholarship across law, history, politics and philosophy, Self-Defence in International and Criminal Law provides a broad and interdisciplinary approach to the doctrine of self-defence in both domestic criminal and international law. It focuses on the requirement of imminence, which deals with the question of when individuals or States may legitimately resort to defensive force against a serious danger or harm. In both national and international law the imminence requirement, if strictly applied, renders any defensive measure taken in anticipation of a would-be attack illegal. Recently, however, attempts have been made to

relax the temporal requirement of the self-defence doctrine (imminence) with a view to allowing individuals or States to employ deadly force to arrest an anticipated threat when they 'believe' that using 'pre-emptive' lethal force would be the only way to thwart an expected harm. In domestic criminal law, it has been argued that it is necessary to relax the rule of imminence in domestic violence cases where women employ lethal force against their abusive partners when there is no imminent threat to justify defensive force. At the international level, while there has long been controversy as to the justifiability of pre-emptive force in non-confrontational settings, following the September 11 attacks, the Bush Administration's 'war on terror' policy radically shifted the focus from the notion of anticipation to that of prevention, making it clear that, if necessary, it would invoke unilateral force against emerging threats before they are fully formed. The book surveys the roots, role, rationale, and objectives of self-defence and questions whether the requirement of imminence should be removed from the traditional contours of the self-defence doctrine in national and international law.

The Oxford Handbook of the Theory of International Law Anne Orford 2016-09-22 The Oxford Handbook of International Legal Theory provides an accessible and authoritative guide to the major thinkers, concepts, approaches, and debates that have shaped contemporary international legal theory. The Handbook features 48 original essays by leading international scholars from a wide range of traditions, nationalities, and perspectives, reflecting the richness and diversity of this dynamic field. The collection explores key questions and debates in international legal theory, offers new intellectual histories for the discipline, and provides fresh interpretations of significant historical figures, texts, and theoretical approaches. It provides a much-needed map of the field of international legal theory, and a guide to the main themes and debates that have driven theoretical work in international law. The Handbook will be an indispensable reference work for students, scholars, and practitioners seeking to gain an overview of current theoretical debates about the nature, function, foundations, and future role of international law.

Comparative Criminal Justice Systems Harry R. Dammer 2013-01-04 Offering a comprehensive analysis, bestselling COMPARATIVE CRIMINAL JUSTICE SYSTEMS, 5e compares the various criminal justice systems throughout the world using six model countries: China, England, France, Germany, Japan, and Saudi Arabia. The book illustrates the different types of law and justice systems while exploring the historical, political, economic, social, and cultural influences on each system. It examines important aspects of each type of justice system--common law, civil law, socialist law, and sacred (Islamic) law--to highlight the similarities and differences of each. Completely up to date, it provides expanded coverage of such high-profile topics as human trafficking, Internet pornography, identity theft, transnational policing, terrorism and more. Important Notice: Media content referenced within the product description or the product text may not be available

in the ebook version.

International Criminal Law, Volume 2 Multilateral and Bilateral Enforcement Mechanisms M. Cherif Bassiouni 2008-11-21
Volume 2 addresses jurisdiction and the various mechanisms and modalities of international cooperation in penal matters, which for all practical purposes, apply to both the direct and indirect enforcement methods of ICL. These mechanisms and modalities of international cooperation are used not only in bilateral interstate cooperation in penal matters but they are also employed by international tribunals, including the ICC, in their relations with states. This volume is divided into 5 chapters which are titled as: Chapter 1: Policies and Modalities (Modalities of International Cooperation in Penal Matters; The Duty to Prosecute and/or Extradite: Aut Dedere Aut Judicare; Globalization of International Enforcement Mechanisms: The Problem of Legitimacy; Globalization of Law Enforcement and Intelligence Gathering and Sharing); Chapter 2: Jurisdiction (Extraterritorial Jurisdiction; Universal Jurisdiction; Competing and Overlapping Jurisdictions; Immunities and Exceptions; The European Union and the Schengen Agreement); Chapter 3: Extradition (Law and Practice in the United States; The European Approach; Commentary on the United Nations Draft Model Law on Extradition); Chapter 4: Judicial Assistance and Mutual Cooperation in Penal Matters (United States Treaties on Mutual Assistance in Criminal Matters; Commentary on the United Nations Draft Model Law on Mutual Legal Assistance; Inter-State Cooperation in Penal Matters in the Commonwealth; The Council of Europe and the European Union; European Perspective on International Cooperation in Matters of Terrorism; Freezing and Seizing of Assets: Controlling Money Laundering); Chapter 5: Recognition of Foreign Penal Judgments, Transfer of Criminal Proceedings, and Execution of Foreign Penal Sentences (Introduction to Recognition of Foreign Penal Judgments; Introduction to Transfer of Criminal Proceedings; Transfer of Criminal Proceedings: The European System; The Lockerbie Model of Transfer of Proceedings; International Perspective on Transfer of Prisoners and Execution of Foreign Penal Judgments; United States Policies and Practices on the Execution of Foreign Penal Sentences).

Theory in Practice York Centre for International and Security Studies 2003

Routledge Handbook of International Criminology Cindy J. Smith 2011-05-03 The Routledge Handbook of International Criminology brings together the latest thinking and findings from a diverse group of both senior and promising young scholars from around the globe. This collaborative project articulates a new way of thinking about criminology that extends existing perspectives in understanding crime and social control across borders, jurisdictions, and cultures, and facilitates the development of an overarching framework that is truly international. The book is divided into three parts, in which three distinct yet overlapping types of crime are analyzed: international crime, transnational crime, and national crime. Each of these perspectives is then articulated through a number of chapters which cover theory and methods, international and

transnational crime analyses, and case studies of criminology and criminal justice in relevant nations. In addition, questions placed at the end of each chapter encourage greater reflection on the issues raised, and will encourage young scholars to move the field of inquiry forward. This handbook is an excellent reference tool for undergraduate and graduate students with particular interests in research methods, international criminology, and making comparisons across countries.

White Collar Crime Seigel L. Michael 2011-11-21 As reflected in its title, this book provides concise yet comprehensive coverage of the most important issues arising out of modern day WCC, including in-depth examinations of (1) the most widely used WCC statutes and regulations; (2) the aspects of criminal procedure, such as the use of grand juries, that are particularly pertinent to the practice of WCC; (3) the sociology and psychology connected to White Collar Crime; and (4) practical considerations in the prosecution and defense of WCC. Features: Distinguished authorship: Seigel, the author of many articles on Criminal Law and WCC, as well as a former organized crime prosecutor and First Assistant United States Attorney, prosecuted and supervised hundreds of WCC cases during his tenure with the federal government. He has testified twice before the United States Senate Judiciary Committee on WCC matters over the last four years Unique introductory material, including journalists' accounts of recent WCC scandals and sociological and psychological insights into WCC and WC criminals, starting with the famous speech during which Edwin H. Sutherland coined the phrase Heavy emphasis on where the action is Chapter on Bank Fraud: critical for understanding current DOJ emphasis resulting from fallout from 2008 economic crisis One hundred page chapter devoted to Securities Fraud ever since ENRON, most major cases have been prosecuted under the securities law Coverage of the impact of Sarbanes-Oxley and Dodd-Frank Acts on the economic regulatory system and their spillover into the criminal arena Inclusion of materials related to battle over Honest Services Fraud. Fresh and interesting cases; facts of cases are robust, helping students understand the complex business context in which sophisticated WCC takes place. Carefully constructed questions fill in the gaps between cases. "Test Your Understanding" distinctive approach of employing real case facts as well as hypothetical problems to challenge students and focus classroom discussion

New Perspectives on the Structure of Transnational Criminal Justice Mikkel Jarle Christensen 2018-03-15 The special issue contributes new perspectives on the structure of transnational criminal justice. Investigating the law, politics and practices that structure the dynamics of this form of justice, the contributions critically examine how it functions and has impact.

The Development of Transnational Policing John L. M. McDaniel 2019-10-29 This book draws together the insights of eminent academics and specialists to present an overview of past and present approaches to transnational policing

throughout the Anglophone world. It aims to revitalize the study of transnational policing by showing that past and present developments in this field remain poorly understood, while also suggesting future avenues of research. Containing chapters on police history, police accountability, gendered hate crime in an increasingly online world, counter-radicalisation strategies being pursued around the world, internet-facilitated sex trafficking and changes in organised crime, amongst others, the authors adopt revisionist, orthodox and progressive views in order to challenge our understanding and appreciation of developments in transnational policing. All of the chapters in the book use policing models employed within the UK as either their focal point or as a point of comparison so that direct comparisons and contrasts can be examined. The Development of Transnational Policing illustrates distinctive and separate aspects of what remains an undoubtedly complex and dynamic field, but also forms an overview of developments and the dearth of academic research which surround them, in order hopefully to inspire researchers, policymakers and practitioners alike.

Juvenile Delinquency: Theory, Practice, and Law Larry J. Siegel 2017-02-21 Unrivaled in its current coverage of topics, the thirteenth edition of best-selling JUVENILE DELINQUENCY: THEORY, PRACTICE, AND LAW provides an in-depth analysis of the theories of delinquency, environmental issues, juvenile justice issues, and the juvenile justice system. Praised both for its authority and balance as well as for the authors' ability to engage students in the course, the book presents cutting-edge, seminal research, as well as up-to-the-minute policy and newsworthy examples. Siegel and Welsh offer a timely and objective presentation of juvenile delinquency theory and juvenile justice policy issues by examining opposing sides of controversial aspects of delinquency and delinquency programs in an unbiased way. What's more, the MindTap that accompanies this text helps students practice and master techniques and key concepts while engaging them with video cases, career-based decision-making scenarios, visual summaries, and more. Important Notice: Media content referenced within the product description or the product text may not be available in the ebook version.

Principles of International Criminal Law Gerhard Werle 2020-10-09 Principles of International Criminal Law is one of the most influential textbooks in the field of international criminal justice. This fourth edition builds on the highly-successful work of the previous editions, setting out the general principles governing international crimes as well as the fundamentals of both substantive and procedural international criminal law. It provides a detailed understanding of the sources and evolution of international criminal law, demonstrating how it has developed, and how its application has changed. The book assesses in detail the four key international crimes as defined by the statute of the International Criminal Court: genocide, crimes against humanity, war crimes, and the crime of aggression. The new edition revises and updates the work with developments in international criminal justice since 2014. It includes substantial new material on critical perspectives on international criminal justice, the fragmentation of international criminal law, new war crimes of prohibited

means of warfare, and the prosecution of crimes committed in Syria and Northern Iraq. The book retains its highly-acclaimed systematic approach and consistent methodology, making it essential reading for both students and scholars of international criminal law, as well as practitioners and judges working in the field.

Cross-Border Law Enforcement Saskia Hufnagel 2012-04-27 This innovative volume explores issues of law enforcement cooperation across borders from a variety of disciplinary perspectives. In doing so it adopts a comparative framework hitherto unexplored; namely the EU and the Australasian/Asia-Pacific region whose relative geopolitical remoteness from each other decreases with every incremental increase in globalisation. The borders under examination include both macro-level cooperation between nation-states, as well as micro-level cooperation between different Executive agencies within a nation-state. In terms of disciplinary borders the contributions demonstrate the breadth of academic insight that can be brought to bear on this topic. The volume contributes to the wider context for evidence-based policy-making and knowledge-based policing by bringing together leading academics, public policy-makers, legal practitioners and law enforcement officials from Europe, Australia and the Asian-Pacific region, to shed new light on the pressing problems impeding cross-border policing and law enforcement globally and regionally. Problems common to all jurisdictions are discussed and innovative 'best practice' solutions and models are considered. The book is structured in four parts: Police cooperation in the EU; in Australia; in the Asia-Pacific Region; and finally it considers issues of jurisdiction and due process/human rights issues, with a focus on regional cooperation strategies for countering human trafficking, organised crime and terrorism. The book will be of interest to both academic and practitioner communities in policing, criminology, international relations, and comparative Asia-Pacific and EU legal studies.

The Oxford Handbook of International Criminal Law Darryl Robinson 2020-02-24 In the past twenty years, international criminal law has become one of the main areas of international legal scholarship and practice. Most textbooks in the field describe the evolution of international criminal tribunals, the elements of the core international crimes, the applicable modes of liability and defences, and the role of states in prosecuting international crimes. The Oxford Handbook of International Criminal Law, however, takes a theoretically informed and refreshingly critical look at the most controversial issues in international criminal law, challenging prevailing practices, orthodoxies, and received wisdoms. Some of the contributions to the Handbook come from scholars within the field, but many come from outside of international criminal law, or indeed from outside law itself. The chapters are grounded in history, geography, philosophy, and international relations. The result is a Handbook that expands the discipline and should fundamentally alter how international criminal law is understood.

Perpetrators and Accessories in International Criminal Law Neha Jain 2014-12-01 International criminal law lacks a

coherent account of individual responsibility. This failure is due to the inability of international tribunals to capture the distinctive nature of individual responsibility for crimes that are collective by their very nature. Specifically, they have misunderstood the nature of the collective action or framework that makes these crimes possible, and for which liability may be attributed to intellectual authors, policy makers and leaders. In this book, the author draws on insights from comparative law and methodology to propose doctrines of perpetration and secondary responsibility that reflect the role and function of high-level participants in mass atrocity, while simultaneously situating them within the political and social climate which renders these crimes possible. This new doctrine is developed through a novel approach which combines and restructures divergent theoretical perspectives on attribution of responsibility in English and German domestic criminal law, as major representatives of the common law and civil law systems. At the same time, it analyses existing theories of responsibility in international criminal law and assesses whether there is any justification for their retention by international criminal tribunals.

International Humanitarian Law: Theory, Practice, Context Daniel Thürer 2011-07-11 This book is about international humanitarian law or - as it is also called - the "law of armed conflict" or "law of war". It emerged from a series of lectures delivered at the Hague Academy of International Law. The author deals with war and the means by which international law attempts to contain and, as it were, "humanize" organized violence. But the ambitions of the author go beyond the battlefield. The book explores the many complex ways in which law functions to regulate warfare, in theory and practice. The author looks into treaties and other sources of international law, but he also tries to step outside the boundaries of "black-letter law" to deal broadly with such matters as the influence of culture in shaping the norms on war, the institutions that develop those norms and work for their universal acceptance, the networks of humanitarian actors in this area and the legal procedures in which the law of war and its various institutions are embedded. The book demonstrates that even wars are, in various ways, conducted in "the shadow of the law".

The Theory and Practice of International Criminal Law Michael Scharf 2008-07-23 Cherif Bassiouni is often referred to as "the father of international criminal law." Every major international criminal law instrument developed in the last forty years, from the Torture Convention to the Statute of the International Criminal Court, bears his hallmark. His writings, diplomatic initiatives, fieldwork, and even litigation have made an unparalleled contribution to the emergence of international criminal law as a distinct discipline within the field of international law. This book contains a collection of fifteen scholarly essays, written by leading experts from around the world, about the theory and practice of modern international criminal law, with a focus on Cherif Bassiouni's unique legacy within this important area. Among the contributing authors are Louise Arbour, UN High Commissioner for Human Rights; Mahnoush Arsanjani, Chief of the UN Office of Legal Affairs Codification

Division; Diane Orentlicher, UN Independent Expert on Combating Impunity; Michael Reisman, former President of the Inter-American Commission for Human Rights; Yves Sandoz, Director for International Law of the International Committee of the Red Cross; William Schabas, Member of the Sierra Leone Truth Commission; Brigitte Stern, Advocate for the Bosnians in the World Court's Genocide case; and Prince Hassan bin Talal, first President of the Assembly of States Parties of the International Criminal Court.

Transnational Crime Jessica Roher 2018-09-03 Philip Jessup coined the term "transnational law" in his Storrs Lecture on Jurisprudence delivered in 1956 to describe law that regulates activities or actions that transcend national borders. The term redefined the development and practice of the law, and became a distinct field of study. In 2001, Neil Boister applied Jessup's concept to the field of criminal law and identified the emergence of transnational criminal law in a formative article published in the *European Journal of International Law*. Inspired by Boister's work, the editors of the journal *Transnational Legal Theory* sought contributions from leading academics and practitioners for a symposium issue on transnational criminal law. In their papers, the authors built upon and developed novel approaches to legal issues arising in an increasingly globalized world, where both crimes and the regulation of crimes transcend borders. The publication of this book marks the sixtieth anniversary of Jessup's seminal lecture and exemplifies the significant impact that Jessup, and later Boister, have had on legal scholarship and practice in the area of criminal law. We are honoured to publish the symposium as a monograph and to contribute to this rapidly evolving field. This book was previously published as a special issue of *Transnational Legal Theory*.

Shocking the Conscience of Humanity Margaret M. deGuzman 2020-04-13 The most commonly cited justification for international criminal law is that it addresses crimes of such gravity that they "shock the conscience of humanity." From decisions about how to define crimes and when to exercise jurisdiction, to limitations on defences and sentencing determinations, gravity rhetoric permeates the discourse of international criminal law. Yet the concept of gravity has thus far remained highly undertheorized. This book uncovers the consequences for the regime's legitimacy of its heavy reliance on the poorly understood idea of gravity. Margaret M. deGuzman argues that gravity's ambiguity may at times enable a thin consensus to emerge around decisions, such as the creation of an institution or the definition of a crime, but that, increasingly, it undermines efforts to build a strong and resilient global justice community. The book suggests ways to reconceptualize gravity in line with global values and goals to better support the long-term legitimacy of international criminal law.

The Politics of Gender Justice at the International Criminal Court Louise Chappell 2015-10-22 In 1998, the Rome Statute to the International Criminal Court (ICC) emerged as a groundbreaking treaty both due to its codification of international

criminal law and its recognition of the crimes committed against women in times of war and conflict. The ICC criminalized acts of rape, sexual slavery, and enforced pregnancy, amongst others, to provide the most advanced articulation ever of gender based violence under international law. However, thus far no scholarly book has analyzed whether or not the implementation of the ICC has been successful. *The Politics of Gender Justice at the International Criminal Court* fills this intellectual gap, specifically examining the gender justice design features of the Rome Statute (the foundation of the ICC), and assessing the effectiveness of the statute's implementation in the first decade of the court's operation. Louise Chappell argues that although the ICC has provided mixed outcomes for gender justice, there have also been a number of important breakthroughs, particularly in regards to support for female judges. Meticulous and comprehensive, this book refines the notion of gender justice principles and adds a valuable, but as yet unrecognized, gender dimension to the burgeoning historical institutionalist approach to international relations. Chappell links feminist international relations literature with feminist institutionalism literature for the first time, thereby strengthening and adding to both fields. Ultimately, Chappell's analysis is an essential step towards attaining a greater degree of gender equality in the context of international law. The definitive volume on gender and the ICC, *The Politics of Gender Justice at the International Criminal Court* is a valuable resource for students and scholars of international relations, international law, and human rights.

The Defence of Mistake of Law in International Criminal Law ANTONIO. COCO 2022-07-21 Ignorance and mistake of law tend to exclude responsibility in national and international criminal law. This monograph updates the existing reviews of law and practice on the topic and focuses on the appropriateness of imposing a guilty verdict on the individual defendant.

The Oxford Handbook of Transnational Law Peer Zumbansen 2021-04-30 *The Oxford Handbook of Transnational Law* offers a unique and unparalleled treatment and presentation in the field of Transnational Law that has become one of the most intriguing and innovative developments in legal doctrine, scholarship, theory, and practice today. This in itself constitutes an ambitious editorial project, not only within law and legal doctrine, but also with regard to an increasing interest in an interdisciplinary engagement of law with social sciences - including sociology, anthropology, political science, geography, and political theory. Closely tied into the substantive transformation that many legal fields are undergoing is the observation that many of these developments are driven by changes in an increasingly global legal practice today. The concept then, of 'transnational law' aims at capturing the distinctly border- crossing nature even of those legal fields which had for the longest been time been seen as having merely 'domestic' relevance. This shift also requires a conscious effort among law school classroom instructors, casebook authors, and curriculum reformers to adapt their teaching content to these circumstances. As the authors of this Handbook make clear, this adaptation requires a close dialogue between a scholarly investigation into the transnational 'concept of law' and the challenges faced by

practicing lawyers, be that as solicitor, in-house counsel, as judges, or as bureaucrats in a globalized regulatory and socio-economic environment. While the main thrust is on the transnationalization of legal doctrine and legal theory, with a considerable contribution from and engagement with social sciences, the Handbook features numerous reflections on the relationship between transnational law and legal practice.

Crime Prevention Stephen Schneider 2014-12-16 In *Crime Prevention: Theory and Practice*, Second Edition, Dr. Schneider has updated every chapter in this reliable text using the latest research, the most recently published articles and books, and feedback from professors and students using the first edition. Providing an introduction to dominant approaches, key concepts, theories, and research, the book supplies concrete advice on planning, implementing, and evaluating a crime prevention plan. This edition includes a new chapter applying crime prevention through social development principles to adolescents and young adults. This chapter is a recognition of the disproportionate rate of offending by adolescents and young adults as well as the distinctive risk factors faced by these groups. It also emphasizes the unique nature of applying social problem-solving solutions to adolescents and young adults who have been in formal contact with the criminal justice system. The focus is on recidivism prevention, an often-ignored, but critical aspect of crime prevention. Laying out a systematic blueprint for a successful crime prevention project, the book also updates the extant literature on crime prevention—in particular the addition of research that has been published since the first edition of this book. Updated case studies reflecting new data present real examples of crime prevention programs and organizations and illustrate the conceptual, theoretical, and empirical elements of the book. Learning objectives, discussion questions, and exercises facilitate learning and retention and a companion website provides ancillary material for students and professors.

Routledge International Handbook of Green Criminology Nigel South 2020-04-14 The *Routledge International Handbook of Green Criminology* was the first comprehensive and international anthology dedicated to green criminology. It presented green criminology to an international audience, described the state of the field, offered a description of a range of environmental issues of regional and global importance, and argued for continued criminological attention to environmental crimes and harms, setting an agenda for further study. In the six years since its publication, the field has continued to grow and thrive. This revised and expanded second edition of the Handbook reflects new methodological orientations, new locations of study such as Asia, Canada and South America, and new responses to environmental harms. While a number of the original chapters have been revised, the second edition offers a range of fresh chapters covering new and emerging areas of study, such as: conservation criminology, eco-feminism, environmental victimology, fracking, migration and eco-rights, and e-waste. This handbook continues to define and capture the field of green

criminology and is essential reading for students and researchers engaged in green crime and environmental harm. Comparative, International, and Global Justice Cyndi Banks 2015-09-23 Comparative, International and Global Justice: Perspectives from Criminology and Criminal Justice presents and critically assesses a wide range of topics relevant to criminology, criminal justice and global justice. The text is divided into three parts: comparative criminal justice, international criminology, and transnational and global criminology. Within each field are located specific topics which the authors regard as contemporary and highly relevant and that will assist students in gaining a fuller appreciation of global justice issues. Authors Cyndi Banks and James Baker address these complex global issues using a scholarly but accessible approach, often using detailed case studies. The discussion of each topic is a comprehensive contextualized account that explains the social context in which law and crime exist and engages with questions of explanation or interpretation. The authors challenge students to gain knowledge of international and comparative criminal justice issues and think about them in a critical manner. It has become difficult to ignore the global and international dimensions of criminal justice and criminology and this text aims to enhance criminal justice education by focusing on some of the issues engaging criminology worldwide, and to prepare students for a future where fields of study like transnational crime are unexceptional.

Notes and Documents - Unit on Apartheid United Nations. Unit on Apartheid 1974

International Criminal Jurisdiction Kenneth Gallant 2022-05-06 International Criminal Jurisdiction is a treatise for anyone conducting research into how domestic and international regimes create and enforce rules for personal and subject matter jurisdiction in transnational or international criminal cases. It is the only such treatise in English on this topic. Attorneys representing corporate executives in white collar criminal cases will be able to use this book to construct challenges to a foreign court's exercise of jurisdiction over those clients. Legal scholars wishing to critique foreign domestic courts for defying suppression treaties will find in this book information on how and why those courts are doing so. Law students will turn to this book for distinctions between international criminal tribunals and domestic courts in the exercise of personal jurisdiction over government officials. The book provides complete details on how domestic legislatures and the U.N. have created statutory and treaty-based rules expanding or even limiting courts' and tribunals' jurisdiction over certain crimes and certain categories of defendants. This research serves the book's function as a thorough guide to jurisdictional questions that arise when criminal acts or criminals cross borders. Questions include whether a defendant possesses standing to challenge an international tribunal's personal jurisdiction over him, what happens when a given domestic regime neglects to criminalize conduct prohibited by a new treaty, and why some domestic courts choose not to exercise

extraterritorial jurisdiction.

The International Conference Education and Creativity for a Knowledge based Society – Law, 2012

International Police Cooperation Frederic Lemieux 2013-01-11 The globalization of threats and the complexity of international security issues represents a greater challenge for international policing in (re)shaping inter-agency interaction, and makes effective international police cooperation more necessary than ever before. This book sets out to analyse the key emerging issues and theory and practice of international police cooperation. Paying special attention to the factors that have contributed to the effective working of police cooperation in practice and the problems that are encountered, this book brings together original research that examines opportunities and initiatives undertaken by agencies (practices and processes introduced) as well as the impact of external legal, political, and economical pressures. Contributors explore emerging initiatives and new challenges in several contexts at both national and international levels. They adopt a diversity of approaches and theoretical frameworks to reach a broader understanding of current and future issues in police cooperation. Forms of police cooperation and trends in crime control are examined, drawing upon the following disciplines: criminology, ethics, organizational science, political science, and sociology.

Criminological Approaches to International Criminal Law Ilias Bantekas 2014-11-06 This volume is one of the few books to explain in-depth the international crimes behind the scenes of substantive or procedural law. The contributors place a particular focus on what motivates participation in international crime, how perpetrators, witnesses and victims see their predicament and how international crimes should be investigated at local and international level, with an emphasis on context. The book engages these questions with a broad interdisciplinary approach that is accessible to both lawyers and non-lawyers alike. It discusses international crime through the lens of anthropology, neuroscience, psychology, state crime theory and information systems theory and draws upon relevant investigative experience from experts in international and domestic law prosecutions.

Federal Probation 1983