

International Humanitarian Law Series

The Dynamics of International Criminal Justice

Essays in Honour of Sir Richard May

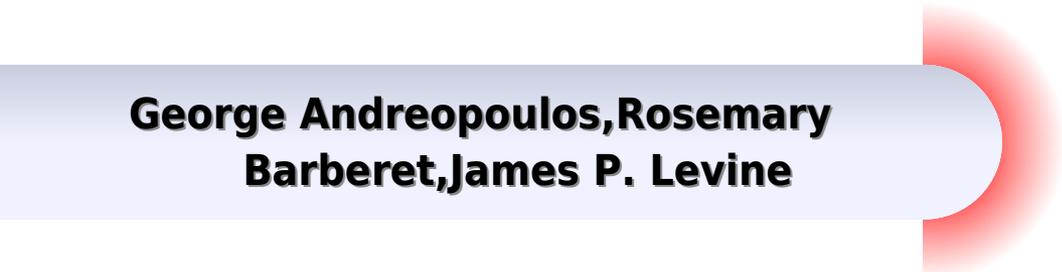
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Martinus Nijhoff Publishers

Dynamics Of International Criminal Justice

**George Andreopoulos, Rosemary
Barberet, James P. Levine**



Dynamics Of International Criminal Justice:

The Dynamics of International Criminal Justice Hiram Abtahi, Gideon Boas, Richard May (LL. B.), 2006 This book is dedicated to the memory of Sir Richard May who passed away on 1 July 2004 and to the rich legacy he has left behind in the area of international criminal law It contains in depth analyses of a range of issues critical to the development and understanding of international criminal law written by contributors who worked in some way with Sir Richard during his tenure at the ICTY particularly during his last years as Presiding Judge of the Milosevi Trial It contains a Foreword by the President of the ICTY Theodor Meron and substantive work in three main parts one chapter concerning the development and understanding of human rights five chapters addressing international criminal law issues in the context of ICTY proceedings and two chapters focusing on substantive aspects of international criminal law All the chapters analyse international criminal law as applied by the ICTY as well as the ICC ICTR and other international or hybrid criminal tribunals and are all authored by persons in a position to give great insight into the subject matter discussed *International Criminal Justice* Michael Bohlander, 2007 Summary Written by seasoned scholars and practitioners this collection of essays provides a most comprehensive analysis of the institutional dynamics and political underpinnings of international criminal justice They explore and provide critical comment on the main institutional difficulties experienced by International Tribunals Publisher description **Dynamic Interpretation in International Criminal Law** Alexander Grabert, 2015-06-17 The interpretive process in International Criminal Law ICL is characterised by a conflict between the requirements for stability and change On the one hand ICL provides for the criminal responsibility of individuals Thus there is an enhanced requirement for legal certainty According to the principle of legality the addressee of the law must be able to identify the prohibited conduct in advance in order to be able to avoid criminal sanctions On the other hand however ICL forms part of international law Hence it derives to some extent from international treaties Whereas the forms of criminal conduct are continuously evolving treaties are rather static instruments they cannot be adapted to a changing environment within a short period of time Thus reality is developing at a pace that the law cannot always match In consequence there is a certain need to account for evolving circumstances within the framework of interpretation The aim of this book is to review the consequences of this conflict for the interpretation of ICL How can the conflicting requirements be brought into balance Can substantive rules of ICL be interpreted in a dynamic fashion to the detriment of the accused without violating the principle of legality How do international criminal courts and tribunals deal with this issue *Criminal Justice in International Society* Willem de Lint, Marinella Marmo, Nerida Chazal, 2014-01-03 This book adopts a critical criminological approach to analyze the production representation and role of crime in the emerging international order It analyzes the role of power and its influence on the dynamics of criminalization at an international level facilitating an examination of the geopolitics of international criminal justice Such an approach to crime is well developed in domestic criminology however this critical

approach is yet to be used to explore the relationship between power crime and justice in an international setting This book brings together contrasting opinions on how courts prosecutors judges NGOs and other bodies act to reflexively produce the social reality of international justice In doing this it bridges the gaps between the fields of sociology criminology international relations political science and international law to explore the problems and prospects of international criminal justice and illustrate the role of crime and criminalization in a complex evolving and contested international society

Comparative and International Criminal Justice Systems Dale June,2013-05-13 *Comparative and International Criminal Justice Systems Policing Judiciary and Corrections Third Edition* examines the history dynamics structure organization and processes in the criminal justice systems in a number of selected countries Designed for courses in comparative criminal justice systems comparative criminology and international *International Criminal Justice Review* ,2004

Crime and Global Justice Daniele Archibugi,Alice Pease,2018-03-16 Over the last quarter of a century a new system of global criminal justice has emerged But how successful has it been Are we witnessing a new era of cosmopolitan justice or are the old principles of victors justice still in play In this book Daniele Archibugi and Alice Pease offer a vibrant and thoughtful analysis of the successes and shortcomings of the global justice system from 1945 to the present day Part I traces the evolution of this system and the cosmopolitan vision enshrined within it Part II looks at how it has worked in practice focusing on the trials of some of the world s most notorious war criminals including Augusto Pinochet Slobodan Milo evi Radovan Karad i Saddam Hussein and Omar al Bashir to assess the efficacy of the new dynamics of international punishment and the extent to which they can operate independently without the interference of powerful governments and their representatives Looking to the future Part III asks how the system s failings can be addressed What actions are required for cosmopolitan values to become increasingly embedded in the global justice system in years to come

Comparative and International Criminal Justice Systems Obi N. Ignatius Ebbe,1996 The study of diverse criminal justice systems and their agencies of social control has taken on an essential role in establishing which deterrents and correction methods are most effective *Comparative and International Criminal Justice Systems Second Edition* explores in depth the policing judicial and penological models of various countries and compares and contrasts the effective methods with those proven less than adequate The first edition covered eight countries and one region while the second edition covers twelve countries and a region The dynamics of criminal justice in Ireland Europe Israel Middle East Hong Kong Asia and Argentina South America have been added because their evolutionary histories teaches a lot about the nature of law and justice For ease of instruction this edition is structured topically as opposed to by continents Contains current and up to date information Presents contributions from reputable scholars from four different continents Specifically covers police judiciary and corrections

Ending War Chiara De Franco,Anders Engberg-Pedersen,Martin Mennecke,2021-11-29 *Ending War A Dialogue across Disciplines* examines how wars end from a multidisciplinary perspective and includes enquiries into the politics of war the laws of war and the military

and intellectual history of war In recent years the changes in the character of contemporary warfare have created uncertainties across different disciplines about how to identify and conceptualise the end of war A whole constellation of questions arises from such uncertainties How do philosophers define ethical responsibilities in bello and post bellum if the boundary between war and peace is ever so blurred How do strategists define their objectives if the teleology of action becomes uncertain How do historians bracket the known endings of war and delve into the arguments that preceded them Which answers can international law provide for the ending of wars and which challenges remain or have recently arisen This volume addresses these questions and enables both an understanding of how the end as a concept informs the understanding of war in international relations in international law and in history as well as a reconsideration of the nature of scientific method in the field of war studies as such The chapters in this book were originally published as a special issue of *The Journal of Strategic Studies*

The Pursuit of International Criminal Justice M. Cherif Bassiouni, 2010 This publication includes a survey of world conflicts that occurred between 1945 and 2008 the level of victimization they produced and the subsequent post conflict justice ICJ mechanisms which were applied It is intended to show the scope of the problem faced by international criminal justice and how the International Criminal Court needs to shape its mission and approach to address ICJ needs and expectations

Comparative and International Criminal Justice Systems Obi N. I. Ebbe, 2013-05-13 *Comparative and International Criminal Justice Systems Policing Judiciary and Corrections* Third Edition examines the history dynamics structure organization and processes in the criminal justice systems in a number of selected countries Designed for courses in comparative criminal justice systems comparative criminology and international criminal law it explores systems in the United States Ireland Israel Argentina Sierra Leone China Russia and Poland A descriptive and quantitative analysis of criminal justice processes this text goes beyond a mere analysis of individual systems Instead the book compares these criminal justice models with each other and contrasts them with United Nations conventions World Courts of Justice International Court of Justice International Military Tribunal International Criminal Tribunal International Criminal Court Understanding these comparisons is crucial for a proper grasp of transnational crimes The book shows how the national criminal justice systems and the United Nations judicial systems complement each other when adjudicating transnational crimes in the international community It analyzes the nature of crime and criminal law explores basic theories of crime and discusses the various sources of international law It also examines the inherent pitfalls in comparing international crime rates and discusses terrorism and its control Unique to this edition is a thorough unbiased study of the Islamic justice system Each chapter focuses on a select region and includes crime data and arrest prosecution and conviction rates where appropriate This allows readers looking for information on the criminal justice systems of any part of the world to easily find the relevant section A sound approach to understanding the laws of various nations and international criminal and humanitarian laws this volume provides sage insight into the sociological explanations of criminal law and crime

Transforming International Criminal Justice Mark Findlay, Ralph Henham, 2005-06 This book sets out an agenda to transform international criminal trials and the delivery of international criminal justice to victim communities through collaboration of currently competing paradigms It reflects a transformation of thinking about the comparative analysis of the trial process and seeks to advance the boundaries of international criminal justice through wider access and inclusivity in an environment of rights protection Collaborative justice is advanced as providing the future context of international criminal trials The book's radical dimension is its argument for the harmonization of restorative and retributive justice within the international criminal trial The focus is initially on the trial process a key symbol of developing international styles of justice It examines theoretical models and political applications of criminal justice through detailed empirical analysis in order to explore the underlying relationship of theory and empirical study applying the outcome in theory testing and policy evaluation in several different jurisdictions The book injects a significant comparative dimension into the study of international criminal justice This is achieved through searching the traditional foundations of internationalism in justice by employing an original methodology to enable a multi dimensional exploration of contexts local regional and global so recognising the importance of difference within an agenda suggesting synthesis The book argues for a concept of international trial within a rights paradigm understood against different procedural traditions and practices and provides a detailed description of trials and trial decision making in various jurisdictions Transforming International Criminal Justice also sets out to develop effective research strategies as part of its interrogation of specific trial narratives and meanings in contemporary legal cultures Key themes are those of internationalisation fair trial and the exercise of discretion in justice resolutions sentencing in particular and the lay professional relationship and its dynamics Finally the book provides a searching critique of the relevance of existing criminology and legal sociology in relation to international criminal justice and speculates on trial transformation and the merger of retributive and restorative international criminal justice comparative analysis of the criminal trial process internationally argues for harmonization of retributive and restorative justice within the international criminal trial sets out an agenda to transform international criminal trials and the delivery of international criminal justice to victim communities *United Nations Juridical Yearbook* United Nations, 2005 International Criminal Justice George Andreopoulos, Rosemary Barberet, James P. Levine, 2010-11-25 In recent years justice related and human rights issues have figured more and more prominently on the international political agenda This expansion of the justice space is a product of a growing demand for accountability in world politics Whether the issue is addressing heinous crimes such as genocide war crimes and crimes against humanity in situations of armed conflict confronting the inability or reluctance of governments to protect their own populations or responding to the challenges posed by transnational terrorism the international community has witnessed the proliferation of institutions and mechanisms as well as the dynamic interplay between domestic and international processes in the pursuit of justice sensitive outcomes International and hybrid tribunals

UN led and domestic counter terrorist initiatives and the use of force for human protection purposes have demarcated the space within which ethical political and legal debates have unfolded in the quest for a more humane world order The contributors of *International Criminal Justice Theoretical and Legal Perspectives* address some of the most important issues and debates involved in this quest and assess the merits of contending approaches to the promotion of international justice norms This volume will contribute to the ongoing debate on the challenges as well as opportunities facing the justice agenda in its effort to shape developments in an increasingly interdependent world

International Criminal Justice Delbert Rounds, 2000

B International Criminal Justice examines some of the world's most current and pressing issues in the field Placing a strong emphasis on improving criminal justice systems this reader exposes students to other sometimes novel ideas to problems of global scope Each chapter covers one or more issues in criminal justice that cross international boundaries These articles however are selected not from journals but from leading criminologists currently studying and conducting research in the field As such all of the chapters have evolved from previously unpublished research and include topics such as political corruption state funded terrorism and drug trafficking Chapters cover issues including drugs and policy domestic violence nuclear proliferation money laundering policing juvenile delinquency correctional systems capital punishment and gun control policy For anyone interested in international criminal justice issues

Growing Up Rough: the Changing Politics of Justice at the International Criminal Court Caroline Fehl, Peace Research Institute (Frankfurt am Main), 2014

International Journal of Comparative and Applied Criminal Justice, 2006

World Criminal Justice Systems Richard J. Terrill, 1984 This book describes the critical issues confronting the criminal justice systems of five industrialized nations including England France Sweden Japan and the Soviet Union The police judiciary law correctional institutions and juvenile justice in each country is discussed

A System Dynamic Study of a Criminal Justice System and an Appraisal of Its Correctional Education Hee Kwan Lee, 1981

Criminal Justice Review, 2005

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