



# Rwandas Genocide The Politics Of Global Justice

**Gerald Gahima**



## **Rwanda's Genocide The Politics Of Global Justice:**

Rwanda's Genocide K. Moghalu, 2005-11-18 In *Rwanda's Genocide* Kingsley Moghalu provides an engrossing account and analysis of the international political brinkmanship embedded in the quest for international justice for Rwanda's genocide. He takes us behind the scenes to the political and strategic factors that shaped a path-breaking war crimes tribunal and demonstrates why the trials at Arusha like Nuremberg, Tokyo and the Hague are more than just prosecutions of culprits but also politics by other means. This is the first serious book on the politics of justice for Rwanda's genocide. Moghalu tells this gripping story with the authority of an insider, elegant and engaging writing and intellectual mastery of the subject matter.

Global Justice Kingsley Chiedu Moghalu, 2006-10-30 After a controversial war in which he was ousted and captured by United States forces, Saddam Hussein was arraigned before a war crimes tribunal. Slobodan Milosevic died midway through his contentious trial by an international war crimes tribunal at The Hague. Calls for intervention and war crimes trials for the massacres and rapes in Sudan's Darfur region have been loud and clear and the United States remains fiercely opposed to the permanent International Criminal Court. Are war crimes trials impartial, apolitical forums? Has international justice for war crimes become an entrenched aspect of globalization? In *Global Justice* Moghalu examines the phenomenon of war crimes trials from an unusual political perspective: that of an anarchical international society. After a controversial war in which he was ousted and captured by United States forces, Saddam Hussein was arraigned before a war crimes tribunal. Slobodan Milosevic died midway through his contentious trial by an international war crimes tribunal at The Hague. Calls for intervention and war crimes trials for the massacres and rapes in Sudan's Darfur region have been loud and clear and the United States remains fiercely opposed to the permanent International Criminal Court. Are war crimes trials impartial, apolitical forums? Has international justice for war crimes become an entrenched aspect of globalization? In *Global Justice* Moghalu examines the phenomenon of war crimes trials from an unusual political perspective: that of an anarchical international society. He argues that contrary to conventional wisdom, war crimes trials are neither motivated nor influenced solely by abstract notions of justice. Instead, war crimes trials are the product of the interplay of political forces that have led to an inevitable clash between globalization and sovereignty on the sensitive question of who should judge war criminals. From Germany's Kaiser Wilhelm to the Japanese Emperor Hirohito, from the trials of Milosevic, Saddam Hussein and Charles Taylor to Belgium's attempts to enforce the contested doctrine of universal jurisdiction, Moghalu renders a compelling tour de force of one of the most controversial subjects in world politics. He argues that necessary though it was, international justice has run into a crisis of legitimacy. While international trials will remain a policy option, local or regional responses to mass atrocities will prove more durable.

International Justice in Rwanda and the Balkans Victor Peskin, 2008-03-03 Today's international war crimes tribunals lack police powers and therefore must prod and persuade defiant states to co-operate in the arrest and prosecution of their own political and military leaders. Victor Peskin's comparative study traces the

development of the capacity to build the political authority necessary to exact compliance from states implicated in war crimes and genocide in the cases of the International War Crimes Tribunals for the former Yugoslavia and Rwanda Drawing on 300 in depth interviews with tribunal officials Balkan and Rwandan politicians and Western diplomats Peskin uncovers the politicized protracted and largely behind the scenes tribunal state struggle over co operation [Encyclopedia of Global Justice](#) Deen K. Chatterjee,2012-01-23 This two volume Encyclopedia of Global Justice published by Springer along with Springer s book series Studies in Global Justice is a major publication venture toward a comprehensive coverage of this timely topic The Encyclopedia is an international interdisciplinary and collaborative project spanning all the relevant areas of scholarship related to issues of global justice and edited and advised by leading scholars from around the world The wide ranging entries present the latest ideas on this complex subject by authors who are at the cutting edge of inquiry The Encyclopedia sets the tone and direction of this increasingly important area of scholarship for years to come The entries number around 500 and consist of essays of 300 to 5000 words The inclusion and length of entries are based on their significance to the topic of global justice regardless of their importance in other areas *The Archival Politics of International Courts* Henry Alexander Redwood,2021-08-26 Offers the first analysis of international courts archives and of how these constitute the international community as a particular reality **Arcs of Global Justice** Margaret M. DeGuzman,Diane Marie Amann,2018 M Cherif Bassiouni Human rights and international criminal justice in the twenty first century the end of the post WWII phase and the beginning of an uncertain new era Thomas A Cromwell and Bruno G linas Faucher William Schabas The Canadian Charter of rights and freedoms and international human rights law Emmanuel Decaux The International Convention on the Protection of All Persons from Enforced Disappearance as a victim oriented treaty Kathleen Cavanaugh and Joshua Castellino The politics of sectarianism and its reflection in questions of international law state formation in The Middle East Sandra L Babcock International law and the death penalty a toothless tiger or a meaningful force for change Marc Bossuyt The UN optional protocol on the abolition of the death penalty Christof Heyns and Thomas Probert and Tess Borden The right to life and the progressive abolition of the death penalty Zhao Bingzhi Progress and trend of the reform of the death penalty in China Margaret M DeGuzman Criminal law philosophy in international criminal law scholarship Fr d ric M gret Is the ICC focusing too much on non state actors Shane Darcy The principle of legality at the crossroads of human rights and international criminal law Alain Pellet Revisiting the sources of applicable law before the ICC Mireille Delmas Marty The ICC as a work in progress for a world in process Carsten Stahn Legacy in international criminal justice Andrew Clapham and Paola Gaeta Torture by private actors and gold plating the offence in national law an exchange of emails in honour of William Schabas Hirad Abtahi and Philippa Webb Secrets and surprises in the Travaux pr paratoires of the genocide convention J r mie Gilbert Perspectives on cultural genocide from criminal law to cultural diversity Beth Van Schaack Crimes against humanity repairing Title 18 s blind spots Leila Nadya Sadat A new global

treaty on crimes against humanity future prospects Mark A Drumbl Justice outside of criminal courtrooms and jailhouses Charles Chernor Jalloh Toward greater synergy between courts and truth commissions in post conflict contexts lessons from Sierra Leone Geoffrey Nice and Nevenka Tromp Criminal trial as a tool to control historical narrative Mary Ellen O Connell The arc toward justice and peace Adama Dieng The maintenance of international peace and security through prevention of atrocity crimes the question of co operation between the UN and regional arrangements Emma Sandon Law and film curating rights cinema Wayne Jordash The role of advocates in developing international law Diane Marie Amann Bill the blogger *Transitional Justice in Rwanda* Gerald Gahima, 2013-02-15 Transitional Justice in Rwanda Accountability for Atrocity comprehensively analyzes the full range of the transitional justice processes undertaken for the Rwandan genocide Drawing on the author's extensive professional experience as the principal justice policy maker and the leading law enforcement officer in Rwanda from 1996 2003 the book provides an in depth analysis of the social political and legal challenges faced by Rwanda in the aftermath of the genocide and the aspirations and legacy of transitional justice The book explores the role played by the accountability processes not just in pursuing accountability but also in shaping the reconstruction of Rwanda's institutions of democratic governance and political reconciliation Central to this exploration will be the examination of whether or not transitional justice in Rwanda has contributed to a foundational rule of law reform process While recognizing the necessity of pursuing accountability for mass atrocity the book argues that a maximal approach to accountability for genocide may undermine the promotion of core objectives of transitional justice Taking on one of the key questions facing practitioners and scholars of transitional justice today the book suggests that the pursuit of mass accountability particularly where socio economic resources and legal capacity is limited may destabilize the process of rule of law reform endangering core human rights norms Moreover the book suggests that pursuing a strategy of mass accountability may undermine the process of democratic transition particularly in a context where impunity for crimes committed by the victors of armed conflicts persists Highlighting the ongoing democratic deficit in Rwanda and resulting political instability in the Great Lakes region the book argues that the effectiveness of transitional justice ultimately hinges on the nature and success of political transition

**Political Theory of Global Justice** Luis Cabrera, 2006-02-03 This book offers a moral argument for world government claiming that not only do we have strong obligations to people elsewhere but that accountable integration among nation states will help ensure all persons can lead a decent life

*International Criminal Tribunals and Domestic Accountability* Patryk I. Labuda, 2023-05-17 In the 1990s the promise of justice for atrocity crimes was associated with the revival of international criminal tribunals ICTs More recently however there has been a renewed emphasis on domestic accountability for international crimes across the globe In identifying a complementarity turn a paradigm shift toward domestic accountability in the field of international criminal justice this book investigates how the shadow of international criminal tribunals influences the treatment of serious crimes at the national level Drawing on

research and interviews in Rwanda the Democratic Republic of Congo and Sierra Leone this book develops a tripartite framework to analyse how states and tribunals work with despite or against one another in the fight against impunity While international prosecutors and judges use the principle of complementarity to foster cooperation and decrease tension with government actors Patryk I Labuda argues that too much deference by ICTs toward states reduces the likelihood of accountability and may enable national elites to consolidate authoritarian power By interrogating how international accountability stakeholders relate to their domestic counterparts International Criminal Tribunals and Domestic Accountability advocates improvements to ICTs institutional design and more dynamic interactions with states to strengthen the enforcement of international criminal law

**Breaking the Cycle of Mass Atrocities** Marina Aksenova, Elies van Sliedrecht, Stephan Parmentier, 2019-05-02 Breaking the Cycle of Mass Atrocities investigates the role of international criminal law at different stages of mass atrocities shifting away from its narrow understanding solely as an instrument of punishment of those most responsible The book is premised on the idea that there are distinct phases of collective violence and international criminal law contributes in one way or another to each phase The authors therefore explore various possibilities for international criminal law to be of assistance in breaking the vicious cycle at its different junctures

Hiding in Plain Sight Eric Stover, Victor Peskin, Alexa Koenig, 2016-04-12 Hiding in Plain Sight tells the story of the global effort to apprehend the world's most wanted fugitives Beginning with the flight of an estimated thirty thousand Nazi war criminals after the Second World War then moving on to the question of justice following the recent Balkan wars and the Rwandan genocide and ending with the establishment of the International Criminal Court and America's pursuit of suspected terrorists in the aftermath of 9/11 the book explores the range of diplomatic and military strategies both successful and unsuccessful that states and international courts have adopted to pursue and capture war crimes suspects It is a story fraught with broken promises backroom politics ethical dilemmas and daring escapades all in the name of international justice and human rights In this exhaustively researched and compelling written work of political and judicial history the authors argue that while the legal and operational regimes needed to apprehend and deliver suspected war criminals to justice are largely in place the political will on the part of states to make arrests happen in a consistent and apolitical manner remains elusive And until this situation is rectified murderers will get away with murder and torturers will retire with pensions Provided by publisher

**Marketing Global Justice** Christine Schwöbel-Patel, 2021-05-06 Marketing Global Justice is a critical study of efforts to sell global justice The book offers a new reading of the rise of international criminal law as the dominant institutional expression of global justice linking it to the rise of branding The political economy analysis employed highlights that a global elite benefit from marketised global justice whilst those who tend to be the faces of global injustice particularly victims of conflict are instrumentalised and ultimately commodified The book is an invitation to critically consider the predominance of market values in global justice suggesting an occupying of global justice as an avenue for drawing out social values

Global Justice James Christensen, 2020-02-01 Do we have moral duties to people in distant parts of the world If so how demanding are these duties And how can they be reconciled with our obligations to fellow citizens Every year millions of people die from poverty related causes while countless others are forced to flee their homes to escape from war and oppression At the same time many of us live comfortably in safe and prosperous democracies Yet our lives are bound up with those of the poor and dispossessed in multiple ways our clothes are manufactured in Asian sweatshops the oil that fuels our cars is purchased from African and Middle Eastern dictators and our consumer lifestyles generate environmental changes that threaten Bangladeshi peasants with drought and famine These facts force us to re evaluate our conduct and to ask whether we must do more for those who have less Helping students to grapple with big questions surrounding justice human rights and equality this comprehensive yet accessible textbook features chapters on a variety of pressing issues such as immigration international trade war and climate change Suitable for undergraduate and graduate students alike the book also serves as a philosophical primer for politicians activists and anyone else who cares about justice

**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

**The Global Justice Reader** Thom Brooks, 2008-03-10 The Global Justice Reader is a first of its kind collection that brings together key foundational and contemporary writings on this important topic in moral and political philosophy Brings together key foundational and contemporary writings on this important topic in moral and political philosophy Offers a brief introduction followed by important readings on subjects ranging from sovereignty human rights and nationalism to global poverty terrorism and international environmental justice Presents the writings of key figures in the field including Thomas Hobbes Immanuel Kant John Rawls Thomas Pogge Peter Singer and many others

**Comparative, International, and Global Justice** Cyndi Banks, James Baker, 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

**Contemporary International Criminal Law Issues** Takeh B. K. Sendze, Adesola Adeboyejo, Howard Morrison, Sophia Ugwu, 2023-03-28 This book critically analyses diverse international criminal law ICL issues in light of recent developments in the international criminal justice system following the pursuit of accountability in Africa and around the world It gives a scholarly analysis of issues pertaining to ICL and the pursuit of accountability in Africa by way of several topics including universal jurisdiction in Africa Boko Haram in Nigeria the legitimacy of the ICTR the law of genocide committed against the Herero and Nama peoples the African perspective on international co operation in criminal matters the Malabo Protocol and whether an African Regional Court is a viable alternative to the ICC Further discussed are other aspects of ICL such as prosecuting sexual and gender based crimes at the ICC sexual and gender based crimes perpetrated against men guilty pleas within ICL and slavery within international criminal justice With this the book also refers to the jurisprudence of several international courts and tribunals including the ICTR the ICTY the SCSL the ICC the ECCC the KSC and the STL This timely contributed volume updates international criminal law experts practitioners academics human rights activists and other stakeholders on contemporary developments in ICL and provides recommendations that address accountability for mass atrocity crimes and ideas for strategic ICL litigation at the national international regional and sub regional levels It will prompt constructive exchanges on what can be improved in prosecuting mass atrocity crimes around the world Takeh B K Sendze is an Advocate and Legal Officer with the United Nations International Residual Mechanism for Criminal Tribunals in Arusha Tanzania Adesola Adeboyejo is a Trial Lawyer at the International Criminal Court Sir Howard Morrison QC is a former International Judge and an Associate Tenant at Doughty Street Chambers in London United Kingdom Sophia Ugwu is a Solicitor and Advocate who founded the Centre for African Justice Peace and Human Rights in The Hague The Netherlands

**Politics of International Law and International Justice** Edwin Egede, 2013-08-20 An introduction to international law for politics and IR students This textbook introduction to international law and justice is specially written for students studying law in other departments such as politics and IR Written by a lawyer and a political theorist it shows how international politics has influenced international law Edwin Egede



and Peter Sutch show that neglected questions of justice and ethics are essential to any understanding of the institutions of international society They walk students through the most crucial questions and critical debates in international law today sovereignty and global governance sovereign and diplomatic immunity human rights the use of force sanctions and the domestic impact of international law

Religion and Violence in Western Traditions André Gagné, Jennifer Guyver, Gerbern S. Oegema, 2021-09-16 This book examines the connection between religion and violence in the Western traditions of the three Abrahamic faiths from ancient to modern times It addresses a gap in the scholarly debate on the nature of religious violence by bringing scholars that specialize in pre modern religions and scriptural traditions into the same sphere of discussion as those specializing in contemporary manifestations of religious violence Moving beyond the question of the authenticity of religious violence this book brings together scholars from a variety of disciplines Contributors explore the central role that religious texts have played in encouraging as well as confronting violence The interdisciplinary conversation that takes place challenges assumptions that religious violence is a modern problem that can be fully understood without reference to religious scriptures beliefs or history Each chapter focuses its analysis on a particular case study from a distinct historical period Taken as a whole these chapters attest to the persistent relationship between religion and violence that links the ancient and contemporary worlds This is a dynamic collection of explorations into how religion and violence intersect As such it will be a key resource for any scholar of Religious Studies Theology and Religion and Violence as well as Christian Jewish and Islamic Studies

**International Migration and Global Justice** Satvinder Juss, 2016-04-22 How should international law approach the critical issue of movement of peoples in the 21st century This book presents a radical reappraisal of this controversial problem Challenging present day ideas of restrictions on freedom of movement and the international structure that controls entry to states it argues for a new blueprint for international migration policy that eliminates waste aids both developing and developed societies and brings attendant benefits to voluntary migrants and involuntary refugees alike In a world of increasing disorder it is suggested that current policy only adds to international instability and threatens the interests of a functional global community

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## **Table of Contents Rwandas Genocide The Politics Of Global Justice**

1. Understanding the eBook Rwandas Genocide The Politics Of Global Justice
  - The Rise of Digital Reading Rwandas Genocide The Politics Of Global Justice
  - Advantages of eBooks Over Traditional Books
2. Identifying Rwandas Genocide The Politics Of Global Justice
  - Exploring Different Genres
  - Considering Fiction vs. Non-Fiction
  - Determining Your Reading Goals
3. Choosing the Right eBook Platform
  - Popular eBook Platforms
  - Features to Look for in an Rwandas Genocide The Politics Of Global Justice
  - User-Friendly Interface
4. Exploring eBook Recommendations from Rwandas Genocide The Politics Of Global Justice
  - Personalized Recommendations
  - Rwandas Genocide The Politics Of Global Justice User Reviews and Ratings
  - Rwandas Genocide The Politics Of Global Justice and Bestseller Lists
5. Accessing Rwandas Genocide The Politics Of Global Justice Free and Paid eBooks
  - Rwandas Genocide The Politics Of Global Justice Public Domain eBooks
  - Rwandas Genocide The Politics Of Global Justice eBook Subscription Services
  - Rwandas Genocide The Politics Of Global Justice Budget-Friendly Options

6. Navigating Rwandas Genocide The Politics Of Global Justice eBook Formats
  - ePub, PDF, MOBI, and More
  - Rwandas Genocide The Politics Of Global Justice Compatibility with Devices
  - Rwandas Genocide The Politics Of Global Justice Enhanced eBook Features
7. Enhancing Your Reading Experience
  - Adjustable Fonts and Text Sizes of Rwandas Genocide The Politics Of Global Justice
  - Highlighting and Note-Taking Rwandas Genocide The Politics Of Global Justice
  - Interactive Elements Rwandas Genocide The Politics Of Global Justice
8. Staying Engaged with Rwandas Genocide The Politics Of Global Justice
  - Joining Online Reading Communities
  - Participating in Virtual Book Clubs
  - Following Authors and Publishers Rwandas Genocide The Politics Of Global Justice
9. Balancing eBooks and Physical Books Rwandas Genocide The Politics Of Global Justice
  - Benefits of a Digital Library
  - Creating a Diverse Reading Collection Rwandas Genocide The Politics Of Global Justice
10. Overcoming Reading Challenges
  - Dealing with Digital Eye Strain
  - Minimizing Distractions
  - Managing Screen Time
11. Cultivating a Reading Routine Rwandas Genocide The Politics Of Global Justice
  - Setting Reading Goals Rwandas Genocide The Politics Of Global Justice
  - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Rwandas Genocide The Politics Of Global Justice
  - Fact-Checking eBook Content of Rwandas Genocide The Politics Of Global Justice
  - Distinguishing Credible Sources
13. Promoting Lifelong Learning
  - Utilizing eBooks for Skill Development
  - Exploring Educational eBooks
14. Embracing eBook Trends
  - Integration of Multimedia Elements

- 
- Interactive and Gamified eBooks

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