

Penal Aspects of the UN Drug Conventions

Neil Boister

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Penal Aspects Of The Un Drug Conventions

M. Cherif Bassiouni



Penal Aspects Of The Un Drug Conventions:

Penal Aspects of the UN Drug Conventions Neil Boister, 2021-07-26 The UN Drug Conventions the 1961 Single Convention on Narcotic Drugs the 1971 Psychotropic Convention the 1972 Protocol to the Single Convention and the 1988 UN Drug Trafficking Convention regulate the global suppression of illicit drugs This volume examines the provisions of these conventions that require states to adopt penal measures against drugs in their domestic law Its introductory chapters explore the controversial application of drug prohibition by international society and the historical development of this policy through the penal provisions of the drug conventions The substantive chapters investigate the various facets of the illicit drug control system created by these penal provisions crimes and penalties jurisdiction and extradition general and specific forms of drug law enforcement co operation and the supervision of the system by the UN drug control organs The conclusion offers a general critique of the system and makes suggestions about its future development

Multidisciplinary Drug Policies and the UN Drug Treaties Brice Ruyver, 2002 The last decades changing societal phenomena concerning the drug problem influenced the national strategies and legal approaches of countries in a significant manner Indeed many European and other countries have developed a differentiated multidisciplinary national drug policy The pursuance of risk reduction strategies and the possible depenalisation of acts related to personal consumption remain controversial topics though implemented in several countries This book gives an overview of the main relevant international legal instruments dealing with the control of the drug problem The United Nations as well as the Council of Europe and the European Union have established an international legal framework to tackle the problem of illicit substances The reader will find the full texts of the three United Nations drug Convention in annex of this book On the one hand the book provides an analysis of the latitude that Parties have within the present United Nations Conventions to develop a differentiated integrated national drug policy Specific attention is given to acts related to personal consumption The latitude is discussed at the different levels of the criminal justice system being the levels of criminalisation reaction including the alternative measures to sanctions and with a focus on exploring the limits and possibilities of pursuing risk reduction policies within the framework of the United Nations Conventions prosecution sentencing and execution of sanctions On the other hand the book explores the possibilities for reform that have been embedded in the United Nations Conventions The technique of amending the modification of substances in the schedules the possibilities to make reservations and to denounce the Conventions is outlined

International Drug Control David R. Bewley-Taylor, 2012-03-22 The first integrated analysis of the causes and effects of diverging views of drug use within the international community

The UN Convention on the Rights of the Child John Tobin, 2019-03-28 The United Nations Convention on the Rights of the Child is the most extensive and widely ratified international human rights treaty This Commentary offers a comprehensive analysis of each of the substantive provisions in the Convention and its Optional Protocols on Children and Armed Conflict and the Sale of Children Child Prostitution and

Pornography It provides a detailed insight into the drafting history of these instruments the scope and nature of the rights accorded to children and the obligations imposed on states to secure the implementation of these rights In doing so it draws on the work of the Committee on the Rights of the Child international regional and domestic courts academic and interdisciplinary scholarly analyses It is of relevance to anyone working on matters affecting children including government officials policy makers judicial officers lawyers educators social workers health professionals academics aid and humanitarian workers and members of civil society

The Oxford Handbook of United Nations Treaties Simon Chesterman, David M. Malone, Santiago Villalpando, 2019-05-30 The United Nations is a vital part of the international order Yet this book argues that the greatest contribution of the UN is not what it has achieved improvements in health and economic development for example or avoided global war say or the use of weapons of mass destruction It is instead the process through which the UN has transformed the structure of international law to expand the range and depth of subjects covered by treaties This handbook offers the first sustained analysis of the UN as a forum in which and an institution through which treaties are negotiated and implemented Chapters are written by authors from different fields including academics and practitioners lawyers and specialists from other social sciences international relations history and science professionals with an established reputation in the field younger researchers and diplomats involved in the negotiation of multilateral treaties and scholars with a broader view on the issues involved The volume thus provides unique insights into UN treaty making Through the thematic and technical parts it also offers a lens through which to view challenges lying ahead and the possibilities and limitations of this understudied aspect of international law and relations

International Law and Legalisation and Decriminalisation of Illicit Drugs Vivian Stein, 2024-09-25 The three UN drug conventions comprehensively and almost universally regulate the dealing with illicit drugs worldwide Although the treaties are prohibitive more and more member states seek to liberalise their national drug policies and implement depenalisation decriminalisation or even legalisation schemes The article explores member states possibilities and limitations under the current treaty framework by giving an overview of their obligations contractual exceptions and means under general public international law

An Introduction to Transnational Criminal Law Neil Boister, 2012-09-06 States criminalise a wide range of transnational offences such as piracy human trafficking drug trafficking terrorism organised crime and cybercrime This book provides an introduction to this developing area of law setting out what transnational crimes are and how states can establish jurisdiction over them and enforce it

Routledge Handbook of International Criminal Law, 2015

The Oxford Handbook of Global Drug History Paul Gootenberg, 2022 This landmark collection of essays by thirty five historians working on a global scale brings together the latest knowledge and perspectives about the long origins and transformations of today's illicit drugs such as cannabis heroin and cocaine

Drug Control and International Law Daniel Wisehart, 2018-10-08 This book provides for an extensive legal analysis of the international drug control system in light of the growing challenges and criticism that this

system faces In the current debate on global drug policy the central pillars of the international drug control system the UN Drug Conventions as well as its institutions are portrayed as outdated suppressive and seen as an obstacle to necessary changes The book s objective is to provide an in depth and positivist insight into drug control s present legal framework and thus provide for a better understanding of the normative assumptions upon which drug control is currently based This is attained by clarifying the objectives of the international drug control system and the premises by which these objectives are to be achieved The objective of the current global framework of international drug control is the limitation of drugs to medical and scientific purposes The meaning of this objective and its concrete implications for States parties as well as its problems from the perspective of other regimes of international law most notably international human rights law are extensively analysed Additionally the book focuses on how the international drug control system attempts to reach the objective of confining drugs to medical and scientific purposes i e by setting up a universal system that exercises a rigid control on drug supply The consequences of this heavy focus on the reduction of drug supply are outlined and the book concludes by making suggestions on how the international drug control system could be reformed in the near future in order to better meet the existing challenges The analysis occurs from a general international law perspective It aims to map the international drug control system within a wider context of international law and to understand whether the problems that the international drug control system faces are exemplary for the difficulties that institutionalized systems of global scope face in the twenty first century

Routledge Handbook of International Criminal Law William A. Schabas, Nadia Bernaz, 2010-11-08 International criminal law has developed extraordinarily quickly over the last decade with the creation of ad hoc tribunals in the former Yugoslavia and Rwanda and the establishment of a permanent International Criminal Court This book provides a timely and comprehensive survey of emerging and existing areas of international criminal law The Handbook features new specially commissioned papers by a range of international and leading experts in the field It contains reflections on the theoretical aspects and contemporary debates in international criminal law The book is split into four parts for ease of reference The Historical and Institutional Framework Sets international criminal law firmly in context with individual chapters on the important developments and key institutions which have been established The Crimes Identifies and analyses international crimes including a chapter on aggression The Practice of International Tribunals Focuses on topics relating to the practice and procedure of international criminal law Key Issues in International Criminal Law Goes on to explore issues of importance such as universal jurisdiction amnesties and international criminal law and human rights Providing easy access to up to date and authoritative articles covering all key aspects of international criminal law this book is an essential reference work for students scholars and practitioners working in the field

International Criminal Law M. Cherif Bassiouni, 2008 Volume 1 deals with international crimes It contains several significant contributions on the theoretical and doctrinal aspects of ICL which precede the five chapters addressing some of the major categories of

international crimes The first two chapters address the sources and subjects of ICL and its substantive contents The other five chapters address Chapter 3 The Crime Against Peace and Aggression The Crime Against Peace and Aggression From its Origins to the ICC The Crime of Aggression and the International Criminal Court Chapter 4 War Crimes Crimes Against Humanity Penal Aspects of International Humanitarian Law Non International Armed Conflict and Guerilla Warfare Mercenarism and Contracted Military Services Customary International Law and Weapons Control Genocide Crimes Against Humanity Overlaps Gaps and Ambiguities in Contemporary International Humanitarian Law Genocide and Crimes Against Humanity Chapter 5 Crimes Against Fundamental Human Rights Slavery Slave Related Practices and Trafficking in Persons Apartheid International Prohibition of Torture The Practice of Torture in the United States September 11 2001 to Present Chapter 6 Crimes of Terror Violence International Terrorism Kidnapping and Hostage Taking Terrorism Financing Piracy International Maritime Navigation and Installations on the High Seas International Civil Aviation Chapter 7 Crimes Against Social Interest International Control of Drugs Challenges in the Development of International Criminal Law The Negotiations of the United Nations Convention Against Transnational Organized Crime and the United Nations Convention Against Corruption Transnational Organized Crime Corruption of Foreign Public Officials International Criminal Protection of Cultural Property Criminalization of Environmental Protection

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Human Rights in International Law Richard Lines, 2017-06-29 Human rights violations occurring as a consequence of drug control and enforcement are a growing concern and raise questions of treaty interpretation and of the appropriate balancing of concomitant obligations within the drug control and human rights treaty regimes Tracing the evolution of international drug control law since 1909 this book explores the tensions between the regime's self-described humanitarian aspirations and its suppression of a common human behaviour as a form of evil Drawing on domestic regional and international examples and case law it posits the development of a dynamic human rights based interpretative approach to resolve tensions and conflicts between the regimes in a manner that safeguards human rights Highlighting an important and emerging area of human rights inquiry from an international legal perspective this book is a key resource for those working and studying in this field

The International Library of Essays on Capital Punishment, Volume 3 Peter Hodgkinson, 2016-12-05 This volume provides analyses of a range of subjects and issues in the death penalty debate from medicine to the media The essays address in particular the personal complexities of those involved a fundamental part of the subject usually overridden by the theoretical and legal aspects of the debate The unique personal vantage offered by this volume makes it essential reading for anyone interested in going beyond the removed theoretical understanding of the death penalty to better comprehending its fundamental humanity Additionally the international range of the analysis enabling disaggregation of country specific motivations ensures the complexities of the death penalty are also considered from a global perspective

Living with Drugs Alessandro Stella, Anne Coppel, 2020-11-27 Living with Drugs explores topics surrounding their control use and risk of misuse The conclusions in this book are drawn from the seminar held at the EHES in Paris during the years 2015-2017 It involved anthropologists sociologists historians philosophers economists lawyers doctors psychiatrists health center workers community activists users and former drug users The seminar like the resulting book is based on a transversal approach to disciplines space and time and a confluence of academic practical and experiential knowledge Details the progress of French research and public debates on French and international drug policy Includes the input of human and social sciences and the expertise of health professionals and activists

Confronting the Shadow State Henri Decoeur, 2018-04-20 This book examines the rules and mechanisms of international law relevant to the suppression of state organized crime and provides a normative justification for developing international legal mechanisms specifically designed to address this phenomenon State organized crime refers to the use by senior state officials of the resources of the state to facilitate or participate in organized crime in pursuit of policy objectives or personal profit This concept covers diverse forms of government misconduct including strategic partnerships with drug traffickers the plundering of a country's resources by kleptocrats and high level corruption schemes The book identifies the distinctive criminological characteristics of state organized crime and analyses the applicability potential and limits of the norms and mechanisms of international law relevant to the suppression of state organized crime In particular it discusses whether the involvement of state organs or agents in

organized crime may amount to an internationally wrongful act giving rise to the international responsibility of the state and highlights a number of practical and normative shortcomings of the legal framework established by relevant crime suppression conventions. The book also sketches proposals to develop an international legal framework designed to hold perpetrators of state organized crime accountable. It presents a normative justification for criminalizing and suppressing state organized crime at the international level, proposes draft provisions for an international convention for the suppression of state organized crime and discusses the potential role of the UN Security Council and of international criminal courts and tribunals respectively in holding perpetrators accountable. Providing the first comprehensive analysis from the perspective of international law of a phenomenon so far mainly studied by criminologists, this study would appeal to researchers, social activists and policy makers alike.

Research Handbook on Transnational Crime Valsamis Mitsilegas, Saskia Hufnagel, Anton Moiseienko, 2019-12-27. This Research Handbook on Transnational Crime is an interdisciplinary up to date guide to this growing field, written by an international cohort of leading scholars and experts. It covers all the major areas of transnational crime, providing a well rounded detailed discussion of each topic and includes chapters focusing on responses to transnational crime in specific regions.

Dirty Money William C. Gilmore, 2004-01-01. This is the third edition of this publication which explores key issues in the fast evolving field of money laundering and terrorist financing and which has been restructured so as to fully reflect the high international priority given to tackling the financing of terrorism since September 2001. It takes into account recent developments such as the revised recommendations of the Financial Action Task Force on Money Laundering (FATF) as agreed in June 2003, pan European responses and the 2001 EU Directive and recent initiatives taken by the United Nations, FATF, the Organization of American States and other organisations. The publication is designed for a wide audience including government officials and regulators, officials in banks and non banking financial institutions, professions such as lawyers and accountants, academics and students.

Child Rights and Drug Control in International Law Damon Barrett, 2020-03-31. Responding to the harms caused by drugs is one of the most challenging social policy issues of our time. In Child Rights and Drug Control in International Law, Damon Barrett explores the meaning of the child's right to protection from drugs under the Convention on the Rights of the Child and the relationship between this right and the UN drug control conventions. Adopting a critical approach, the book traces the intersecting histories of the treaties, the role of child rights in global drug policy discourse and the practice of the Committee on the Rights of the Child. It invites us to reflect upon the potential for child rights to provide justification for state actions associated with wider human rights risks.

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Table of Contents Penal Aspects Of The Un Drug Conventions

1. Understanding the eBook Penal Aspects Of The Un Drug Conventions
 - The Rise of Digital Reading Penal Aspects Of The Un Drug Conventions
 - Advantages of eBooks Over Traditional Books
2. Identifying Penal Aspects Of The Un Drug Conventions
 - 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 Penal Aspects Of The Un Drug Conventions
 - User-Friendly Interface
4. Exploring eBook Recommendations from Penal Aspects Of The Un Drug Conventions
 - Personalized Recommendations
 - Penal Aspects Of The Un Drug Conventions User Reviews and Ratings
 - Penal Aspects Of The Un Drug Conventions and Bestseller Lists
5. Accessing Penal Aspects Of The Un Drug Conventions Free and Paid eBooks

- Penal Aspects Of The Un Drug Conventions Public Domain eBooks
- Penal Aspects Of The Un Drug Conventions eBook Subscription Services
- Penal Aspects Of The Un Drug Conventions Budget-Friendly Options
- 6. Navigating Penal Aspects Of The Un Drug Conventions eBook Formats
 - ePub, PDF, MOBI, and More
 - Penal Aspects Of The Un Drug Conventions Compatibility with Devices
 - Penal Aspects Of The Un Drug Conventions Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Penal Aspects Of The Un Drug Conventions
 - Highlighting and Note-Taking Penal Aspects Of The Un Drug Conventions
 - Interactive Elements Penal Aspects Of The Un Drug Conventions
- 8. Staying Engaged with Penal Aspects Of The Un Drug Conventions
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Penal Aspects Of The Un Drug Conventions
- 9. Balancing eBooks and Physical Books Penal Aspects Of The Un Drug Conventions
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Penal Aspects Of The Un Drug Conventions
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine Penal Aspects Of The Un Drug Conventions
 - Setting Reading Goals Penal Aspects Of The Un Drug Conventions
 - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Penal Aspects Of The Un Drug Conventions
 - Fact-Checking eBook Content of Penal Aspects Of The Un Drug Conventions
 - 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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