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context

# Reconstructing Criminal Law

Text and Materials

Nicola Lacey  
Celia Wells  
Oliver Quick

Third edition



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# Reconstructing Criminal Law

**Nicola Lacey**



## **Reconstructing Criminal Law:**

*Reconstructing Criminal Law* Nicola Lacey, Celia Wells, Oliver Quick, 2003-09 The authors analyse central aspects of criminal law in the context of the assumptions surrounding it and employ a number of critical approaches including a feminist perspective to give insights into the current state of the law *Lacey, Wells and Quick Reconstructing Criminal Law* Celia Wells, 2010 Truly groundbreaking textbook exploring traditional and broader fields of criminal law and justice to give full perspective on the subject **Lacey, Wells and Quick Reconstructing Criminal Law** Celia Wells, 2010 Truly groundbreaking textbook exploring traditional and broader fields of criminal law and justice to give full perspective on the subject **Reconstructing Criminal Law** Nicola Lacey, 2003 **Lacey, Wells and Quick Reconstructing Criminal Law** Celia Wells, 2010 *Reconstructing Criminal Law* Celia Wells, Nicola Lacey, Dirk J. Meure, 1990 This student text was previously published by Weidenfeld and Nicolson Using a number of critical approaches including a feminist perspective the authors analyze central aspects of criminal law in the context of the assumptions surrounding it After developing a theoretical framework in the first chapter the following chapters examine public order intoxication violence the construction of bodily autonomy and property *Reconstructing Criminal Law* Nicola Lacey, Celia Wells, Dirk J. Meure, 1990-01-01

**Leading Works in Criminal Law** Chloë Kennedy, Lindsay Farmer, 2023-08-11 This book analyses a selection of leading works in the criminal law to ask questions about how the modern discipline of criminal law has developed how it has been deployed in colonial and postcolonial contexts and how criminal law scholarship has engaged with traditionally marginalised perspectives such as feminism queer theory and anti carceral and abolitionist movements The works analysed range from Macaulay's Indian Penal Code 1837 to more recent textbooks and monographs on criminal law and their jurisdictional reach extends to India Canada Australia Malawi the UK and the USA The contributing authors include scholars activists and legal practitioners each of whom explores the intellectual development and geographical reach of Anglocriminal law via the work they analyse Across the collection the editors and contributors address the question of what it means to be a leading work in criminal law The book will be a valuable resource for students academics and researchers working in the area of criminal law

*The Realm of Criminal Law* R A Duff, 2018-06-27 We are said to face a crisis of over criminalization our criminal law has become chaotic unprincipled and over expansive This book proposes a normative theory of criminal law and of criminalization that shows how criminal law could be ordered principled and restrained The theory is based on an account of criminal law as a distinctive legal practice that functions to declare and define a set of public wrongs and to call to formal public account those who commit such wrongs an account of the role that such practice can play in a democratic republic of free and equal citizens and an account of the central features of such a political community and of the way in which it constitutes its public realm its civil order Criminal law plays an important but limited role in such a political community in protecting but also partly constituting its civil order On the basis of this account we can see how such a political community

will decide what kinds of conduct should be criminalized not by applying one or more of the substantive master principles that theorists have offered but by considering which kinds of conduct fall within its public realm as distinct from the private realms that are not the polity's business and which kinds of wrong within that realm require this distinctive kind of response rather than one of the other kinds of available response. The outcome of such a deliberative process will probably be a more limited and a more rational and principled criminal law.

**In Search of Criminal Responsibility** Nicola Lacey, 2016

What makes someone responsible for a crime and therefore liable to punishment under the criminal law? Modern lawyers will quickly and easily point to the criminal law's requirement of concurrent *actus reus* and *mens rea* doctrines of the criminal law which ensure that someone will only be found criminally responsible if they have committed criminal conduct while possessing capacities of understanding, awareness, and self-control at the time of offense. Any notion of criminal responsibility based on the character of the offender, meaning an implication of criminality based on reputation or the assumed disposition of the person, would seem to today's criminal lawyer a relic of the 18th Century. In this volume, Nicola Lacey demonstrates that the practice of character-based patterns of attribution was not laid to rest in 18th Century criminal law but is alive and well in contemporary English criminal responsibility attribution. Building upon the analysis of criminal responsibility in her previous book *Women, Crime and Character*, Lacey investigates the changing nature of criminal responsibility in English law from the mid-18th Century to the early 21st Century. Through a combined philosophical, historical, and socio-legal approach, this volume evidences how the theory behind criminal responsibility has shifted over time. The character and outcome responsibility which dominated criminal law in the 18th Century diminished in ideological importance in the following two centuries when the idea of responsibility as founded in capacity was gradually established as the core of criminal law. Lacey traces the historical trajectory of responsibility into the 21st Century, arguing that ideas of character responsibility and the discourse of responsibility as founded in risk are enjoying a renaissance in the modern criminal law. These ideas of criminal responsibility are explored through an examination of the institutions through which they are produced, interpreted, and executed, the interests which have shaped both doctrines and institutions, and the substantive social functions which criminal law and punishment have been expected to perform at different points in history.

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