

Reform and Punishment

The future of sentencing

EDITED BY

SUE REX

MICHAEL TONRY



Reform And Punishment The Future Of Sentencing

Michael Marien



Reform And Punishment The Future Of Sentencing:

Reform and Punishment Sue Rex, Michael Tonry, 2012-12-06 In this book a group of leading authorities in the field address the key issues surrounding the future of sentencing in Britain in the light particularly of the highly influential Halliday Report These proposals for reform amount to the single most ambitious and comprehensive set of proposals for reconstituting the sentencing system of a common law country and include proposals to replace existing sentencing statutes the establishment of a sentencing commission and sentencing guidelines and the creation of a sentence review function in the judiciary As well as addressing the major issues of the Halliday Report the chapters in this book go beyond this to explore the broader set of policy problems and implications which are raised drawing upon experiences of reform in other jurisdictions and contexts particularly that of the USA This book will be essential reading for anybody with an interest in the future of sentencing or the future direction of the criminal justice system as a whole **The Future of Imprisonment**

Michael Tonry, 2004-04-08 The imprisonment rate in America has grown by a factor of five since 1972 In that time punishment policies have toughened compassion for prisoners has diminished and prisons have gotten worse a stark contrast to the origins of the prison 200 years ago as a humanitarian reform a substitute for capital and corporal punishment and banishment So what went wrong How can prisons be made simultaneously more effective and more humane Who should be sent there in the first place What should happen to them while they are inside When how and under what conditions should they be released The Future of Imprisonment unites some of the leading prisons and penal policy scholars of our time to address these fundamental questions Inspired by the work of Norval Morris the contributors look back to the past twenty five years of penal policy in an effort to look forward to the prison s twenty first century future Their essays examine the effects of current high levels of imprisonment on urban neighborhoods and the people who live in them They reveal how current policies came to be as they are and explain the theories of punishment that guide imprisonment decisions Finally the contributors argue for the strategic importance of controls on punishment including imprisonment as a limit on government power chart the rise and fall of efforts to improve conditions inside analyze the theory and practice of prison release and evaluate the tricky science of predicting and preventing recidivism A definitive guide to imprisonment policies for the future this volume convincingly demonstrates how we can prevent crime more effectively at lower economic and human cost

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scholars of our time to address these fundamental questions Inspired by the work of Norval Morris the contributors look back to the past twenty five years of penal policy in an effort to look forward to the prison s twenty first century future Their essays examine the effects of current high levels of imprisonment on urban neighborhoods and the people who live in them They reveal how current policies came to be as they are and explain the theories of punishment that guide imprisonment decisions Finally the contributors argue for the strategic importance of controls on punishment including imprisonment as a limit on government power chart the rise and fall of efforts to improve conditions inside analyze the theory and practice of prison release and evaluate the tricky science of predicting and preventing recidivism A definitive guide to imprisonment policies for the future this volume convincingly demonstrates how we can prevent crime more effectively at lower economic and human cost

The Future of Crime and Punishment William R. Kelly, 2019-05-20 Today we know that crime is often not just a matter of making bad decisions Rather there are a variety of factors that are implicated in much criminal offending some fairly obvious like poverty mental illness and drug abuse and others less so such as neurocognitive problems Today we have the tools for effective criminal behavioral change but this cannot be an excuse for criminal offending In The Future of Crime and Punishment William R Kelly identifies the need to educate the public on how these tools can be used to most effectively and cost efficiently reduce crime recidivism victimization and cost The justice system of the future needs to be much more collaborative utilizing the expertise of a variety of disciplines such as psychology psychiatry addiction and neuroscience Judges and prosecutors are lawyers not clinicians and as we transition the justice system to a focus on behavioral change the decision making will need to reflect the input of clinical experts The path forward is one characterized largely by change from traditional criminal prosecution and punishment to venues that balance accountability compliance and risk management with behavioral change interventions that address the primary underlying causes for recidivism There are many moving parts to this effort and it is a complex proposition It requires substantial changes to law procedure decision making roles and responsibilities expertise and funding Moreover it requires a radical shift in how we think about crime and punishment Our thinking needs to reflect a perspective that crime is harmful but that much criminal behavior is changeable

Handbook of Probation Loraine Gelsthorpe, Rod Morgan, 2013-05-13 This Handbook provides a comprehensive authoritative and up to date source of information and analysis about all aspects of the work of the Probation Service It takes full account of the many changes that the Probation Service has undergone over the last few years and is currently undergoing as probation becomes part of the broader National Offender Management Service Contributors to the book are drawn from leading academics and practitioners in the field drawing upon the best expertise available Running through the book is a concern with a range of key current issues such as addressing the diversity of offenders and creating effective links with other criminal justice agencies and it includes perspectives from both probation service staff and from offenders and victims This book is an essential text for practitioners trainees and students of probation and those studying it as part of a

wider criminology or criminal justice course Retributivism Has a Past Michael Tonry, 2011-12-12 A collection of essays by major figures in punishment theory law and philosophy that reconsiders the popularity and prospects of retributivism the notion that punishment is morally justified because people have behaved wrongly Confronting Crime Michael Tonry, 2013-10-11 From Labour's promise to be tough on crime tough on the causes of crime through to the White Paper and new criminal justice legislation controlling crime and reforming the criminal justice system has been one of the government's key priorities This book provides a detailed review of the thinking behind these new plans and legislation looking at policies and proposals in the field of punishment particularly those embodied in the Halliday Review of the Sentencing Framework 2001 the government White Paper Justice for All 2002 and the 2002 Criminal Justice Bill The contributors to the book subject to scrutiny the evidence for the evidence based policy making that is often claimed as a distinctive new feature to these processes examining approaches to drug dependent offenders dangerous sex offenders nuisance offenders procedural and evidential protections in the courts sentencing guidelines sentencing management racism in sentencing custody plus custody minus and reducing the prison population **Alternatives to Prison** Anthony Bottoms, Sue Rex, Gwen Robinson, 2013-01-11 As the UK and many other western societies face up to the consequences of a rapidly increasing prison population so the search for alternative approaches to punishment and dealing with offenders has become an increasingly urgent priority for government policy and society as a whole This book reports the results of the research programme commissioned by the Coulsfield Inquiry into Alternatives to Prison which was funded by the Esme Fairbairn Rethinking Crime and Punishment initiative It is written by leading authorities in the field and provides a comprehensive authoritative and wide ranging review of the range of issues associated with the use of noncustodial sanctions examining experiences in Scotland and Northern Ireland as well as England and Wales **Discretion, Discrimination and the Rule of Law** Mrinal Satish, 2017 Aims to analyse whether unwarranted disparity existed in rape sentencing in India which anecdotal work of other scholars had pointed to Provided by publisher *Reforming Community Penalties* Sue Rex, 2013-01-11 This book sets out to explore the role of community penalties in sentencing arguing that the absence of a strong intellectual framework or underpinning has hampered their development in policy and practice The research undertaken for this book involved asking people with a particular stake in criminal justice what the point of punishment was and what the courts were trying to achieve in sentencing offenders It identifies the role of communication as crucial and looks at ways in which communication can be used to make punishment more constructive exploring the role of restorative processes and considering the implications of the custody community provisions in the Criminal Justice Act 2003 *Reforming Community Penalties* is a major contribution to penological theory and thinking about sentencing and role in criminal justice and will be essential reading for all with a practitioner or academic interest in this subject Its findings are likely to play a key role in aiding the development and practice of community penalties and enabling them to command greater support and to become a genuine alternative to the

increasing use of custody in sentencing and punishment *The Eighth Amendment and Its Future in a New Age of Punishment* Meghan J. Ryan, William W. Berry III, 2020-06-11 A theoretical and practical exploration of the constitutional bar against cruel and unusual punishments excessive bail and excessive fines **For the Sake of Present and Future Generations** Suzannah Linton, Gerry Simpson, William A. Schabas, 2015-07-14 Professor Roger Stenson Clark has played a pivotal role in developing International Criminal Law and the movement against nuclear weapons He was one of the intellectual and moral fathers of the International Criminal Court This Festschrift brings together forty one appreciative friends to honour his remarkable contribution The distinguished contributors provide incisive contributions ranging from the reform of the Security Council to rule of law and international justice in Africa to New Zealand cultural heritage to customary international law in US courts and more Threaded through these richly diverse contributions is one common feature a belief in values and morality in human conduct and a passion for transformative use of law for the sake of present and future generations **The Past, Present, and Future of American Criminal Justice** Brendan Maguire, Polly F. Radosh, 1996 Today s criminal justice system is the product of adjustments and reappraisals of policies and practices of the past The Past Present and Future of American Criminal Justice highlights how criminal justice has changed and how it continues to change **Population Health and the Future of Healthcare** Richard K. Thomas, 2022-02-11 Starting with a working definition this comprehensive work defines the attributes of the population health model It clarifies what population health is and is not It discusses health disparities and the social determinants of health and illness and provides new ways of moving forward towards a more sustainable healthcare model in a changing society thereby pointing out the importance of multi sector collaboration for collective impact for community health improvement The book takes this further by providing sources of data to support the population health model As such this book provides a must read for students and anyone working teaching or consulting in population healthcare *Future Survey Annual 1983* Michael Marien, 1984-01-01 Federal Probation , 1997 **How Do Judges Decide?** Cassia Spohn, 2009 How are sentences for Federal State and Local crimes determined in the United States Is this process fairly and justly applied to all concerned How have reforms affected the process over the last 25 years This text for advanced undergraduate students in criminal justice programs seeks to answer these questions **Life Without Parole** Charles J. Ogletree, Austin Sarat, 2012-06-04 Is life without parole the perfect compromise to the death penalty Or is it as ethically fraught as capital punishment This comprehensive interdisciplinary anthology treats life without parole as the new death penalty Editors Charles J Ogletree Jr and Austin Sarat bring together original work by prominent scholars in an effort to better understand the growth of life without parole and its social cultural political and legal meanings What justifies the turn to life imprisonment How should we understand the fact that this penalty is used disproportionately against racial minorities What are the most promising avenues for limiting reforming or eliminating life without parole sentences in the United States Contributors explore the structure of life without parole

sentences and the impact they have on prisoners where the penalty fits in modern theories of punishment and prospects for as well as challenges to reform

Strafzumessung Kai Ambos, 2020 In September 2018 the criminal law section of the 72nd Deutscher Juristentag DJT German Assembly of Jurists debated the question Sentencing Guidelines vs Free Judicial Discretion Is German Sentencing Law in Need of Reform Despite the expert opinion provided by Johannes Kaspar and the accompanying scholarly commentaries ensuing proposals for fundamental reform met with rejection The comparative perspective was limited to the US Federal sentencing guidelines The intention of this volume is therefore on the one hand to draw a more nuanced picture of Anglo American sentencing law focusing on three legal systems England Wales USA and Canada accompanied by commentaries from a German perspective on the other hand we want to make the German perspective better known within the Anglo American legal world by reproducing important DJT documents in English language To ensure the widest possible distribution we opted for a bilingual open access publication

Title: The Future of Law: Ethical Dilemmas and the Path Ahead in the 21st Century Pasquale De Marco, 2025-05-03 The 21st century has brought about an unprecedented pace of change in the legal landscape From the rise of artificial intelligence to the challenges of climate change the law is being tested in new and unprecedented ways This book explores some of the most pressing legal issues of our time We examine the ethical implications of artificial intelligence in law the changing role of lawyers in the digital age and the challenges of access to justice in the 21st century We also discuss tort reform criminal justice reform and the future of constitutional law in the digital age Notably this book delves into the legal implications of climate change a topic of paramount importance for the future of our planet We explore the challenges of climate change mitigation and adaptation as well as the role of law in promoting climate justice In addition to these specific issues this book also examines the broader trends shaping the future of law We discuss the impact of globalization on the legal profession the role of technology in transforming legal practice and the ethical challenges posed by emerging technologies Throughout this book we draw on the expertise of leading legal scholars and practitioners to provide a comprehensive and thought provoking analysis of the legal issues facing us today Our goal is to inform and engage readers and to stimulate discussion about the future of law in the 21st century This book is an essential resource for anyone interested in the law the legal profession or the future of our society It is a must read for lawyers judges policymakers and anyone who wants to understand the challenges and opportunities facing the legal system in the 21st century If you like this book write a review on google books

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