



Looking At Criminal Law

Walter Sinnott-Armstrong, Lynn Nadel



Looking At Criminal Law:

The Criminal Law's Person Claes Lernestedt, Matt Matravers, 2022-02-10 The state's use of the threat and imposition of punishments to regulate conduct is thought or at least said by many to be legitimised by the idea that the criminal law's burdens only fall on those who are blameworthy for their conduct. However, the formal concept of blameworthiness needs to be made substantive. This puts various ideas regarding the criminal law's person at the heart of debates about blame, guilt, and responsibility. How is the criminal law's person constructed by whom and with what disciplinary norms? How is it threatened by new knowledge and how do those threats play out amongst the various stakeholders who claim the criminal law's person as theirs? To address these and cognate questions, this volume brings together an international group of academics to engage with the criminal law's person from a range of disciplinary perspectives.

The Boundaries of the Criminal Law R.A. Duff, 2010-11-11 This is the first book of a series on criminalization examining the principles and goals that should guide what kinds of conduct are to be criminalized and the forms that criminalization should take. The first volume studies the scope and boundaries of the criminal law, asking what principled limits might be placed on criminalizing behaviour.

Comparing Tort and Crime Matthew Dyson, 2015-07-02 The fields of tort and crime have much in common in practice, particularly in how they both try to respond to wrongs and regulate future behaviour. Despite this commonality, in fact, fascinating difficulties have hitherto not been resolved about how legal systems co-ordinate or leave wild the border between tort and crime. What is the purpose of tort law and criminal law and how do you tell the difference between them? Do criminal lawyers and civil lawyers reason and argue in the same way? Are the rules on capacity, consent, fault, causation, secondary liability, or defences the same in tort as in crime? How do the rules of procedure operate for each area? Are there points of overlap? When, how, and why do tort and crime interact? This volume systematically answers these and other questions for eight legal systems: England, France, Germany, Sweden, Spain, Scotland, the Netherlands, and Australia.

Making the Modern Criminal Law Lindsay Farmer, 2016 The Criminalization series arose from an interdisciplinary investigation into criminalization, focusing on the principles that might guide decisions about what kinds of conduct should be criminalized and the forms that criminalization should take. Developing a normative theory of criminalization, the series tackles the key questions at the heart of the issue: what principles and goals should guide legislators in deciding what to criminalize? How should criminal wrongs be classified and differentiated? How should law enforcement officials apply the law's specifications of offences? The fifth book in the series offers an historical and conceptual account of the criminal law as it has developed in England and spread to common law jurisdictions around the world. It traces how and why criminal law has come to be accorded with a central role in securing civil order in modernity and justifies who and what should be treated as criminal under the law. Farmer argues that the emergence of the modern state, in which criminal law is recognized as an instrument of government, is a result of the distinct body of rules which have emerged from the modern criminal law.

Structured in two parts the first traces the development of the modern criminal law including jurisdiction codification and responsibility The second part engages in a detailed analysis of the development of specific categories of criminal law focusing on patterns of criminalization in relation to property offences offences against the person sexual offences and civility

The Oxford Handbook of Criminal Law Markus Dirk Dubber,Tatjana Hörnle,2014 Providing scholars with a comprehensive international resource a common point of entry into cutting edge contemporary research and a snapshot of the state and scope of the field The Oxford Handbook of Criminal Law takes a broad approach to its subject matter disciplinarily geographically and systematically Looking Back at Law's Century Austin Sarat,Bryant Garth,Robert A. Kagan,2018-10-18 This book describes a century of tremendous legal change of inspiring legal developments and profound failures The twentieth century took the United States from the Progressive Era s optimism about law and social engineering to current concerns about a hyperlegalistic society from philosophical idealism to the implementation of democracy the rule of law and the idea of human rights throughout the world At the same time law maintained its status as the key language of governance in the United States the most legal of all countries which has succeeded in making its version of the state a point of reference around the globe *Law and Crime* Gerry Johnstone,Tony Ward,2009-12-09 What is the definition of crime Law and Crime helps the criminologist to understand how the law constructs crime and how one might engage in critical analysis of such legal constructions It uses a thematic approach to comprehensively explore the relationship between criminal conduct criminal justice and the law The book introduces key topics in criminal law scholarship for criminologists including criminalization fault and criminal responsibility corporate liability the production of criminal guilt the nature of judicial punishment Aimed at students with no prior knowledge of law the book includes many useful features to enhance understanding from chapter overviews and key terms to study questions and suggestions for further reading The Key Approaches to Criminology series celebrates the removal of traditional barriers between disciplines and specifically reflects criminology s interdisciplinary nature and focus It brings together some of the leading scholars working at the intersections of criminology and related subjects Each book in the series helps readers to make intellectual connections between criminology and other discourses and to understand the importance of studying crime and criminal justice within the context of broader debates The series is intended to have appeal across the entire range of undergraduate and postgraduate studies and beyond comprising books which offer introductions to the fields as well as advancing ideas and knowledge in their subject areas **Research Handbook on the Theory and History of International Law** Alexander Orakhelashvili,2020-12-25 This updated and revised second edition with contributions from renowned experts provides a comprehensive scholarly framework for analyzing the theory and history of international law Featuring an array of legal and interdisciplinary analyses it focuses on those theories and developments that illuminate the central and timeless basic concepts and categories of the international legal system highlighting the interdependency of various aspects of theory and

history and demonstrating the connections between theory and practice *Conscious Will and Responsibility* Walter Sinnott-Armstrong, Lynn Nadel, 2011 We all seem to think that we do the acts we do because we consciously choose to do them This commonsense view is thrown into dispute by Benjamin Libet s eyebrow raising experiments which seem to suggest that conscious will occurs not before but after the start of brain activity that produces physical action Libet s striking results are often claimed to undermine traditional views of free will and moral responsibility and to have practical implications for criminal justice His work has also stimulated a flurry of further fascinating scientific research including findings in psychology by Dan Wegner and in neuroscience by John Dylan Haynes that raises novel questions about whether conscious will plays any causal role in action Critics respond that both commonsense views of action and traditional theories of moral and legal responsibility as well as free will can survive the scientific onslaught of Libet and his progeny To further this lively debate Walter Sinnott Armstrong and Lynn Nadel have brought together prominent experts in neuroscience psychology philosophy and law to discuss whether our conscious choices really cause our actions and what the answers to that question mean for how we view ourselves and how we should treat each other Negotiated Settlements in Bribery Cases Tina Søreide, Abiola Makinwa, 2020-04-24 This thought provoking book examines the scope benefits and challenges of negotiated settlements as an enforcement mechanism in bribery cases and demonstrates the need for a more harmonized and principled approach to deterring corporate bribery Written by a global team of experts with backgrounds in legal practice policy work and academia it offers a truly international perspective considering negotiated settlements in view of a variety of different legal systems and traditions **Trust** Russell Hardin, 2006-04-05 This text deals with the myths surrounding the concept of trust in society and politics It examines the literature on trust to analyse public concerns about declining levels of trust both in our fellow citizens and in our governments and their officials It also explores the various manifestations of trust and distrust in public life **Searching the Law, 3d Edition** Frank Bae, Edward Bander, Francis Doyle, Joel Fishman, Paul Richert, 2021-12-13 *Searching the Law - The States* Francis R Doyle, 2022-11-14 This revised two volume set reproduces the easy to use logically organized format of *Searching the Law* for each of the 50 U S states Arranged by state and by topic within each state it features a complete list of all the legal research materials available for each state jurisdiction thousands of citations to the legal literature of each state materials applicable to more than one topic listed under each topic repeated listings under each state and topic where they apply and author title publisher format and the latest known supplement for each citation *Searching the Law The States* is the companion text to *Searching the Law Together* the sets form one of the most comprehensive logical legal reference sources available Published under the Transnational Publishers imprint The print edition is available as a set of two volumes 9781571052872 **Plato's "Laws"** Seth Benardete, 2024-02-28 An insightful commentary on Plato s *Laws* his complex final work *The Laws* was Plato s last work his longest and one of his most difficult In contrast to the *Republic* which presents an abstract ideal the *Laws* appears to provide practical guidelines for the

establishment and maintenance of political order in the real world Classicist Seth Benardete offers a rich analysis of each of the twelve books of the *Laws* which illuminates Plato's major themes and arguments concerning theology the soul justice and education Most importantly Benardete shows how music in a broad sense including drama epic poetry and even puppetry mediates between reason and the city in Plato's philosophy of law Benardete also uncovers the work's concealed ontological dimension explaining why it is hidden and how it can be brought to light In establishing the coherence and underlying organization of Plato's last dialogue Benardete makes a significant contribution to Platonic studies

Wrongs and Crimes

Victor Tadros, 2016-12-06 The Criminalization series arose from an interdisciplinary investigation into criminalization focussing on the principles that might guide decisions about what kinds of conduct should be criminalized and the forms that criminalization should take Developing a normative theory of criminalization the series tackles the key questions at the heart of the issue what principles and goals should guide legislators in deciding what to criminalize How should criminal wrongs be classified and differentiated How should law enforcement officials apply the law's specifications of offences The sixth volume in the series offers a philosophical investigation of the relationship between moral wrongdoing and criminalization

Considering the justification of punishment the nature of harm the importance of autonomy inchoate wrongdoing the role of consent and the role of the state the book provides an account of the nature of moral wrongdoing the sources of wrongdoing why wrongdoing is the central target of the criminal law and the ways in which criminalization of non wrongful conduct might be permissible

The President on Trial Sharon Weill, Kim Thuy Seelinger, Kerstin Bree Carlson, 2020 This book details and contextualizes the trial of Hiss ne Habr who was prosecuted by a court in Senegal for his role in atrocities committed against Chadian citizens during the 1980s It employs an innovative combination of first person accounts from direct actors and academic analysis from leading experts on international criminal justice

Enforcing Privacy David

Wright, Paul De Hert, 2016-04-19 This book is about enforcing privacy and data protection It demonstrates different approaches regulatory legal and technological to enforcing privacy If regulators do not enforce laws or regulations or codes or do not have the resources political support or wherewithal to enforce them they effectively eviscerate and make meaningless such laws or regulations or codes no matter how laudable or well intentioned In some cases however the mere existence of such laws or regulations combined with a credible threat to invoke them is sufficient for regulatory purposes But the threat has to be credible As some of the authors in this book make clear it is a theme that runs throughout this book carrots and soft law need to be backed up by sticks and hard law The authors of this book view privacy enforcement as an activity that goes beyond regulatory enforcement however In some sense enforcing privacy is a task that befalls to all of us Privacy advocates and members of the public can play an important role in combatting the continuing intrusions upon privacy by governments intelligence agencies and big companies Contributors to this book including regulators privacy advocates academics SMEs a Member of the European Parliament lawyers and a technology researcher share their views in

the one and only book on Enforcing Privacy Justice and Predictability A. Cutler,D. Nye,1983-06-18 **Report of the**
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