

PRESENTING ARCHAEOLOGY IN COURT

Legal Strategies for Protecting Cultural Resources

Edited by

STEPHEN BOUTE, MARGARET FORDYCE,
AND JAMES TALLER

Presenting Archaeology In Court A Guide To Legal Protection Of Sites

**United States. Congress. House.
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Subcommittee on Agriculture, Rural
Development, Food and Drug
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Presenting Archaeology In Court A Guide To Legal Protection Of Sites:

Presenting Archaeology in Court Marion Forsyth, Sherry Hutt, David Tarler, 2006 The passage of the Archaeological Resources Protection Act ARPA in 1979 was a watershed moment in the movement to protect cultural objects against looting This brief volume provides practical help to those who wish to use the provisions of ARPA archaeologists government land managers preservation groups and attorneys to maximize its protective net The distinguished group of authors all veterans of ARPA enforcement efforts first provides a comprehensive history of passage of the law and highlights some key cases that shaped its impact Other chapters offer concrete instructions on establishing archaeological valuation and assessing damage to cultural sites A final section provides a menu of legal strategies now available for use to strengthen and extend the provisions of the law For cultural resource professionals working under ARPA s provisions this book will be an invaluable guide for daily practice

Presenting Archaeology in Court Sherry Hutt, Marion P. Forsyth, David Tarler, 2006-02-09 The passage of the Archaeological Resources Protection Act ARPA in 1979 was a watershed moment in the movement to protect cultural objects against looting This brief volume provides practical help to those who wish to use the provisions of ARPA archaeologists government land managers preservation groups and attorneys to maximize its protective net The distinguished group of authors all veterans of ARPA enforcement efforts first provides a comprehensive history of passage of the law and highlights some key cases that shaped its impact Other chapters offer concrete instructions on establishing archaeological valuation and assessing damage to cultural sites A final section provides a menu of legal strategies now available for use to strengthen and extend the provisions of the law For cultural resource professionals working under ARPA s provisions this book will be an invaluable guide for daily practice

Assessing Site Significance Donald L. Hardesty, Barbara J. Little, 2009-03-16 Assessing Site Significance is an invaluable resource for archaeologists and others who need guidance in determining whether sites are eligible for listing in the National Register of Historic Places NRHP Because the register s eligibility criteria were largely developed for standing sites it is difficult to know in any particular case whether a site known primarily through archaeological work has sufficient historical significance to be listed Hardesty and Little address these challenges describing how to file for NRHP eligibility and how to determine the historical significance of archaeological properties This second edition brings everything up to date and includes new material on 17th and 18th century sites traditional cultural properties shipwrecks Japanese internment camps and military properties

Cultural Resources Archaeology Thomas W. Neumann, Robert M. Sanford, Karen G. Harry, 2010-01-16 Most students who pursue a career in archaeology will find employment in cultural resource management CRM rather than in academia or traditional fieldwork It is CRM the protection and preservation of archaeological and other resources that offers the jobs and provides the funding Few textbooks however are dedicated to teaching students the techniques and practices of this field Cultural Resources Archaeology now brought completely up date in this second edition and replete with new case studies from the

western U S fills in the gap Drawing on their decades of teaching and field experience the authors walk students through the intricacies of CRM They clearly describe the processes of designing a project conducting assessment testing doing essential mitigation work Phases I II and III and preparing reports The book s emphasis on real world problems and issues use of extensive examples from around the country and practical advice on everything from law to logistics make it an ideal teaching tool for archaeology students who dream of becoming practicing archaeologists Cultural Resource Laws and Practice Thomas F. King,2013 In this fourth edition of the CRM classic Thomas F King shares his expertise in dealing with laws regulating the use of cultural resources With wry insight he explains the various federal state and local laws governing the protection of resources how they have been interpreted how they operate in practice and even how they are sometimes in contradiction with each other He provides helpful advice on how to ensure regulatory compliance in dealing with archaeological sites historic buildings urban districts sacred sites and objects shipwrecks and archives King also offers careful guidance through the confusing array of federal state and tribal offices concerned with CRM Featuring updated analysis and treatments of key topics this new edition is a must have for archaeologists and students historic preservationists tribal governments and others working with cultural resources *Yearbook of Cultural Property Law 2007* Sherry Hutt,David Tarler,2016-12-05 The Yearbooks of Cultural Property Law provide the key up to date information and analyses that keep heritage professionals lawyers and land managers abreast of current legal practice including summaries of notable court cases settlements and other dispositions legislation government regulations policies and agency decisions Interviews with key figures refereed research articles think pieces and a substantial resources section round out each volume Thoughtful analyses and useful information from leading practitioners in the diverse field of cultural property law will assist government land managers state tribal and museum officials attorneys anthropologists archaeologists public historians and others to better preserve protect and manage cultural property in domestic and international venues In addition to eight practice area sections federal land management state and local tribes tribal lands and Indian arts marine environment museums art market international enforcement actions the 2009 volume features an interview with an important figure in the field and original articles on new ICOMOS rules on dispute resolution Section 47 of the Internal Revenue Code risk and fair market value of antiquities the visual artists rights act and religious free exercise and historic preservation All royalties are donated to the Lawyer s Committee on Cultural Heritage Preservation *Presenting Archaeology in Court* Sherry Hutt,Marion P. Forsyth,David Tarler,2006-02-09 The passage of the Archaeological Resources Protection Act ARPA in 1979 was a watershed moment in the movement to protect cultural objects against looting This brief volume provides practical help to those who wish to use the provisions of ARPA_archaeologists government land managers preservation groups and attorneys_to maximize its protective net The distinguished group of authors all veterans of ARPA enforcement efforts first provides a comprehensive history of passage of the law and highlights some key cases that shaped its impact Other chapters

offer concrete instructions on establishing archaeological valuation and assessing damage to cultural sites A final section provides a menu of legal strategies now available for use to strengthen and extend the provisions of the law For cultural resource professionals working under ARPA s provisions this book will be an invaluable guide for daily practice Current Publications in Legal and Related Fields ,2006 *Joyce in the Belly of the Big Truck; Workbook* Joyce A. Cascio,2005-05

The Routledge Handbook of Archaeological Human Remains and Legislation Nicholas Marquez-Grant,Linda Fibiger,2011-03-21 Methodologies and legislative frameworks regarding the archaeological excavation retrieval analysis curation and potential reburial of human skeletal remains differ throughout the world As work forces have become increasingly mobile and international research collaborations are steadily increasing the need for a more comprehensive understanding of different national research traditions methodologies and legislative structures within the academic and commercial sector of physical anthropology has arisen The Routledge Handbook of Archaeological Human Remains and Legislation provides comprehensive information on the excavation of archaeological human remains and the law through 62 individual country contributions from Europe Asia Africa North America South America and Australasia More specifically the volume discusses the following What is the current situation including a brief history of physical anthropology in the country What happens on discovering human remains who is notified etc What is the current legislation regarding the excavation of archaeological human skeletal remains Is a license needed to excavate human remains Is there any specific legislation regarding excavation in churchyards Any specific legislation regarding war graves Are physical anthropologists involved in the excavation process Where is the cut off point between forensic and archaeological human remains e g 100 years 50 years 25 years Can human remains be transported abroad for research purposes What methods of anthropological analysis are mostly used in the country Are there any methods created in that country which are population specific Are there particular ethical issues that need to be considered when excavating human remains such as religious groups or tribal groups In addition an overview of landmark anthropological studies and important collections are provided where appropriate The entries are contained by an introductory chapter by the editors which establish the objectives and structure of the book setting it within a wider archaeological framework and a conclusion which explores the current European and world wide trends and perspectives in the study of archaeological human remains The Routledge Handbook of Archaeological Human Remains and Legislation makes a timely much needed contribution to the field of physical anthropology and is unique as it combines information on the excavation of human remains and the legislation that guides it alongside information on the current state of physical anthropology across several continents It is an indispensable tool for archaeologists involved in the excavation of human remains around the world *Rethinking Cultural Resource Management in Southeast Asia* John N. Miksic,Geok Yian Goh,Sue O'Connor,2011 Presenting both the need for and difficulty of introducing effective cultural resource management CRM in the region *Rethinking Cultural Resource Management in Southeast Asia* explores the

challenges facing efforts to protect Southeast Asia's indigenous cultures and archaeological sites from the ravages of tourism and economic development. Recognising the inapplicability of Euro American solutions to this part of the world the essays of this volume investigate their own set of region specific CRM strategies and acknowledge both the necessity and possibility of mediating between the conflicting interests of short term profitability and long term sustainability

YEARBOOK OF CULTURAL PROPERTY LAW 2008 Sherry Hutt, David Tarler, 2008-10-15 The Yearbook provides the heritage management world with summaries of notable court cases settlements and other dispositions legislation government regulations policies and agency decisions that affect their work Interviews with key figures refereed research articles think pieces and a substantial resources section will round out each volume Thoughtful analyses and useful information from leading practitioners in the diverse field of cultural property law will assist government land managers state tribal and museum officials attorneys anthropologists archaeologists public historians and others to better preserve protect and manage cultural property in domestic and international venues The 2008 volume includes expanded practice area sections federal land management state and local tribes tribal lands and Indian arts marine environment museums art market international enforcement actions It also will feature an interview with Paolo Ferri the Italian prosecutor at the Marion True trial and four featured articles on ownership of information in archaeological reports historic preservation tax credits the question of cultural identification of Native Americans under NAGPRA and the winner of the LCCHP law school writing contest All royalties are donated to the Lawyer's Committee on Cultural Heritage Preservation

American Book Publishing Record, 2005

Internationales Kulturgüterprivat- und Zivilverfahrensrecht Michael Anton, 2010-12-23 Band 3 wird in besonderem Maße der Internationalität des Kulturgüterschutzs und Kunstrestitutionsrechts gerecht Zunächst finden das zivilrechtliche Anspruchssystem mögliche Verteidigungsmittel gegen unberechtigte Kunstrestitutionsforderungen und Gegenansprüche rechtmäßig zur Restitution Verpflichteter Erläuterung Zweiter Schwerpunkt liegt auf dem Internationalen Kulturgüterzivilverfahrensrecht und der Frage welche formellen und verfahrenstechnischen Besonderheiten bei Kunstrestitutionsklagen bestehen Im Zentrum der Untersuchungen stehen schließlich das Internationale Kulturgüterprivatrecht und die in der Praxis bedeutsame Frage welche nationale Zivilrechtsordnung in Kunstrestitutionsverfahren zur Entscheidung berufen ist Aufgrund der vehementen Kritik an der universal geltenden lex rei sitae werden abschließend mögliche Reformbestrebungen beleuchtet und dabei insbesondere eine ordre public Widerigkeit des illegalen Kulturgüterverkehrs alternative Anknüpfungsmaximen wie etwa die lex originis eine extraterritoriale Berücksichtigung ausländischer Kulturgüter und Denkmalschutzgesetze sowie Ansatz einer materiellen Privatrechtsvereinheitlichung im internationalen Kulturgüterverkehr geprüft

Congressional Record United States. Congress, 1984 The Congressional Record is the official record of the proceedings and debates of the United States Congress It is published daily when Congress is in session The Congressional Record began publication in 1873 Debates for sessions prior to 1873 are recorded in The Debates and

Proceedings in the Congress of the United States 1789 1824 the Register of Debates in Congress 1824 1837 and the Congressional Globe 1833 1873 **Journal of Middle Atlantic Archaeology** ,1995 *Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations for 2004: Department of Agriculture* United States. Congress. House. Committee on Appropriations. Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies,2003 **Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations for 2004** United States. Congress. House. Committee on Appropriations. Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies,2003 **Good Judgment** Urška Šadl,2024-08-22 Courts are context conscious They solve legal disputes with societal impact in mind using interpretive tools and procedural means This book develops concepts and methods for a systematic and legally informative analysis of this complex process The evidence delivered prompts a conversation about the authority courts have to change the law The analysis focuses on the European Court of Justice and its free movement case law The framework and theory however are relevant to courts and case law everywhere This is a compelling and intriguing examination of the ECJ and its shaping of a key tenet of EU law **Bowker's Law Books and Serials in Print** ,1984

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