# PUNISHING ANATION

Human Rights Violations
During the Palestinian
Uprising

December 1987 - 1988

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## **Punishing A Nation Human Rights Violatio**

**Marian Yankson-Mensah** 

#### **Punishing A Nation Human Rights Violatio:**

Punishing a Nation Law in the Service of Man (Organization: Rām Allāh), 1990 Provides detailed overview of Israel s illegal measures to suppress the Palestinian uprising **Enforced Disappearances in International Human Rights** María Fernanda Pérez Solla, 2006-03-17 It was from Argentina in the years 1976 to 1983 that the world heard the cries of the families of los desaparecidos the disappeared 20 000 to 30 000 people made to vanish forever by official sleight of hand In the years since the scope and range of governmentally sanctioned kidnappings has spread exponentially making enforced disappearances a truly global problem This volume provides an in depth legal investigation of involuntary disappearances as defined by national and international law Beginning with a detailed discussion of what constitutes an enforced disappearance it goes on to consider how various international organizations such as the United Nations view this problem Using the Multiple Rights Approach enforced disappearances are examined as a violation of internationally defined basic rights such as the right to personal freedom the right to protection against torture and the right to a judicial remedy Viewpoints of the Inter American Court of Human Rights and the European System of Protection are scrutinized with special consideration regarding the international laws applicable to the problem The availability or lack thereof of restitution and compensation for material damage mental and physical anguish and loss of opportunity is also addressed Finally the work considers the need for a comprehensive and coherent framework when dealing with enforced disappearances Research Handbook on the Punishment of Atrocity Crimes Róisín Mulgrew, Mikkel J. Christensen, 2024-11-08 This Research Handbook examines the punishment of atrocity crime and presents a wide ranging critique of post conviction law policy and practice With a team of expert contributing authors R is n Mulgrew and Mikkel Jarle Christensen provide insights into the impact and implications of punishment models strategies and frameworks Prosecuting Serious Human Rights Violations Anja Seibert-Fohr, 2009-07-09 Is there a duty to prosecute serious human rights violations. This book examines this issue drawing on international human rights instruments and case law It finds flaws in the current prosecution of these crimes and develops proposals for improvement Featuring in depth analysis of trials amnesties and impunity it is a unique reference work

Civilization and Barbarism Graeme R. Newman,2020-03-01 The practice of mass incarceration has come under increasing criticism by criminologists and corrections experts who nevertheless find themselves at a loss when it comes to offering credible practical and humane alternatives In Civilization and Barbarism Graeme R Newman argues this impasse has arisen from a refusal to confront the original essence of punishment namely that in some sense it must be painful He begins with an exposition of the traditional philosophical justifications for punishment and then provides a history of criminal punishment He shows how over time the West abandoned short term corporal punishment in favor of longer term incarceration justifying a massive bureaucratic prison complex as scientific and civilized Newman compels the reader to confront the biases embedded in this model and the impossibility of defending prisons as a civilized form of punishment A groundbreaking work that

challenges the received wisdom of corrections Civilization and Barbarism asks readers to reconsider moderate corporal punishment as an alternative to prison and for the most serious offenders forms of incapacitation without prison The book also features two helpful appendixes a list of debating points with common criticisms and their rebuttals and a chronology of The Contradictions of American Capital Punishment Franklin E. Zimring, 2004-11-18 Why civilized punishments does the United States continue to employ the death penalty when fifty other developed democracies have abolished it Why does capital punishment become more problematic each year How can the death penalty conflict be resolved In The Contradictions of American Capital Punishment Frank Zimring reveals that the seemingly insoluble turmoil surrounding the death penalty reflects a deep and long standing division in American values a division that he predicts will soon bring about the end of capital punishment in our country On the one hand execution would seem to violate our nation s highest legal principles of fairness and due process It sets us increasingly apart from our allies and indeed is regarded by European nations as a barbaric and particularly egregious form of American exceptionalism On the other hand the death penalty represents a deeply held American belief in violent social justice that sees the hangman as an agent of local control and safeguard of community values Zimring uncovers the most troubling symptom of this attraction to vigilante justice in the lynch mob He shows that the great majority of executions in recent decades have occurred in precisely those Southern states where lynchings were most common a hundred years ago It is this legacy Zimring suggests that constitutes both the distinctive appeal of the death penalty in the United States and one of the most compelling reasons for abolishing it Impeccably researched and engagingly written Contradictions in American Capital Punishment casts a clear new light on America's long and troubled embrace of the death penalty Capital Punishment Bruce E. R. Thompson, 2009-06-25 This volume provides an abundance of information on the history of capital punishment and ongoing opposition to it Author Bruce E R Thompson includes narratives on well known figures on both sides of the issue Various methods of execution are explained and their use placed in historical context Legal terminology important to the debate is defined and explained

The SAGE Handbook of Punishment and Society Jonathan Simon, Richard Sparks, 2012-09-18 The project of interpreting contemporary forms of punishment means exploring the social political economic and historical conditions in the society in which those forms arise The SAGE Handbook of Punishment and Society draws together this disparate and expansive field of punishment and society into one compelling new volume Headed by two of the leading scholars in the field Jonathan Simon and Richard Sparks have crafted a comprehensive and definitive resource that illuminates some of the key themes in this complex area from historical and prospective issues to penal trends and related contributions through theory literature and philosophy Incorporating a stellar and international line up of contributors the book addresses issues such as capital punishment the civilising process gender diversity inequality power human rights and neoliberalism This engaging vibrantly written collection will be captivating reading for academics and researchers in criminology penology criminal justice

sociology cultural studies philosophy and politics **Impunity and Human Rights in International Law and Practice** Naomi Roht-Arriaza, 1995-07-13 As dictatorships topple around the world and transitional regimes emerge from the political rubble the new governments inherit a legacy of widespread repression against the civilian population This repression ranges from torture forced disappearances and imprisonment to the killings of both real and perceived political opponents Nonetheless the official status of the perpetrators shields them from sanction creating a culture of impunity in which the most inhumane acts can be carried out without fear of repercussions. The new governments wrestle with whether or not to investigate prior wrongdoings by state officials They must determine who if any of those responsible for the worst crimes should be brought to justice even if this means annulling a previous amnesty law or risking a violent backlash by military or security forces Finally they have to decide how to compensate the victims of this repression if at all Beginning with a general consideration of theories of punishment and redress for victims Impunity and Human Rights in International Law and Practice explores how international law provides guidance on these issues of investigation prosecution and compensation It reviews some of the more well known historical examples of societies grappling with impunity including those arising from the Second World War and from the fall of the Greek Spanish and Portuguese dictatorships in the 1970s Country studies from around the world look at how the problem of impunity has been dealt with in practice in the last two decades The work then distills these experiences into a general discussion of what has and hasn t worked It concludes by considering the role of international law and institutions in the future especially given renewed interest in international mechanisms to punish wrong doers As individuals governments and international organizations come to grips with histories of repression and impunity in countries around the world the need to define legal procedures and criteria for dealing with past abuses of human rights takes on a special importance Impunity and Human Rights in International Law and Practice aims to share their experiences in the hope that lawyers scholars and activists in those countries where dealing with the past is only now becoming an imperative may learn from those who have recently confronted similar challenges This work will be essential reading for lawyers political and social scientists historians and journalists as well as human rights experts concerned with The Borders of Punishment Katja Franko Aas, Mary Bosworth, 2013-07-11 The Borders of Punishment this important issue Migration Citizenship and Social Exclusion critically assesses the relationship between immigration control citizenship and criminal justice It reflects on the theoretical and methodological challenges posed by mass mobility and its control and for the first time sets out a particular sub field within criminology the criminology of mobility Drawing together leading international scholars with newer researchers the book systematically outlines why criminology and criminal justice should pay more attention to issues of immigration and border control Contributors consider how traditional criminal justice institutions such as the criminal law police and prisons are being shaped and altered by immigration as well as examining novel forms of penality such as deportation and detention facilities which have until now seldom featured in criminological

studies and textbooks In so doing the book demonstrates that mobility and its control are matters that ought to be central to any understanding of the criminal justice system Phenomena such as the controversial use of immigration law for the purposes of the war on terror closed detention centres deportation and border policing raise in new ways some of the fundamental and enduring questions of criminal justice and criminology What is punishment What is crime What should be the normative and legal foundation for criminalization for police suspicion for the exclusion from the community and for the deprivation of freedom And who is the subject of rights within a society and what is the relevance of citizenship to criminal The Elgar Companion to Capital Punishment and Society Benjamin Fleury-Steiner, Austin D. Sarat, 2024-09-06 The Elgar Companion to Capital Punishment and Society presents a multidisciplinary overview of capital punishment s influences processes and outcomes across society A global range of philosophers social scientists legal experts political theorists and historians critically analyse the trajectory of the death penalty in both retentionist and abolitionist countries underscoring how state killing remains a crucial issue worldwide The International Criminal Court and National Courts Nidal Nabil Jurdi, 2016-03-03 This book analyzes the position of the ICC in relation to national court systems. The research illustrates that what seemed to be a straight forward relationship between the ICC and national courts under the complementarity mechanism proves to be much more complex in practice Using the referrals of Uganda and Darfur the book demonstrates ways in which it might be possible to prosecute for crimes currently not prosecuted by the ICC and brings to light possible solutions to overcome the gaps in law and practice in the jurisdictional relation between the ICC and national systems It will be of value to academics students and policy makers working in the area of international law international organizations and International Crimes: Law and Practice Guénaël Mettraux, 2020-04-09 This authoritative manual on the human rights law of international crimes discusses in detail crimes against humanity and its relationship to other international crimes It is an invaluable tool for academics and researchers as well as legal practitioners who will be able readily to identify relevant legal standards and precedents The International Library of Essays on Capital Punishment, Volume 1 Peter Hodgkinson, 2016-12-05 This volume provides up to date and nuanced analysis across a wide spectrum of capital punishment issues The essays move beyond the conventional legal approach and propose fresh perspectives including a unique critique of the abolition sector Written by a range of leading experts with diverse geographical methodological and conceptual approaches the essays in this volume challenge received wisdom and embrace a holistic understanding of capital punishment based on practical experience and empirical data This collection is indispensable reading for anyone seeking a comprehensive and detailed understanding of the complexity of the death penalty discourse **Transitional Justice in Ghana** Marian Yankson-Mensah, 2020-04-08 This book situates Ghana s truth telling process which took place from 2002 to 2004 within the discourse on the effectiveness of the different mechanisms used by post conflict and post dictatorship societies to address gross human rights violations The National Reconciliation Commission was the most comprehensive

transitional justice mechanism employed during Ghana's transitional process in addition to amnesties reparations and minimal institutional reforms Due to a blanket amnesty that derailed all prospects of resorting to judicial mechanisms to address gross human rights violations the commission was established as an alternative to prosecutions Against this background the author undertakes a holistic assessment of the National Reconciliation Commission's features mandate procedure and aftermath to ascertain the loopholes in Ghana's transitional process She defines criteria for the assessment which can be utilised with some modifications to assess the impact of other transitional justice mechanisms Furthermore she also reflects on the options and possible setbacks for future attempts to address the gaps in the mechanisms utilised With a detailed account of the human rights violations perpetrated in Ghana from 1957 to 1993 this volume of the International Criminal Justice Series provides a useful insight into the factors that shape the outcomes of transitional justice processes Given its combination of normative comparative and empirical approaches the book will be useful to academics students practitioners and policy makers by fostering their understanding of the implications of the different features of truth commissions the methods for assessing transitional justice mechanisms and the different factors to consider when designing mechanisms to address gross human rights violations in the aftermath of a conflict or dictatorship Marian Yankson Mensah is a Researcher and Project Officer at the International Nuremberg Principles Academy in Nuremberg Germany **Punishment: New Perspectives** Peter Hodgkinson, 2016-04-08 This collection asks questions about the received wisdom of the debate about capital punishment Woven through the book questions are asked of and remedies proposed for a raft of issues identified as having been overlooked in the traditional discourse It provides a long overdue review of the disparate groups and strategies that lay claim to abolitionism The authors argue that capital litigators should use their skills challenging the abuses not just of process but of the conditions in which the condemned await their fate namely prison conditions education leisure visits medical services etc In the aftermath of successful constitutional challenges it is the beneficiaries arguably those who are considered successes having been saved from the death penalty and now serving living death penalties of one sort or another who are suffering the cruel and inhumane alternative Part I of the book offers a selection of diverse nuanced examinations of death penalty phenomena scrutinizing complexities frequently omitted from the narrative of academics and activists It offers a challenging and comprehensive analysis of issues critical to the abolition debate Part II offers examinations of countries usually absent from academic analysis to provide an understanding of the status of the debate locally with opportunities for wider application **Routledge Handbook of International Criminal** 2015, **Law** Judicial Independence Under Threat Dimitrios Giannoulopoulos, Yvonne McDermott, 2022-08-11 Judicial Independence Under Threat seeks to situate contemporary challenges to judicial independence in their proper legal philosophical political and historical contexts It asks how threats to judicial independence can be protected against Kev Resolutions of the United Nations General Assembly 1946-1996 Dietrich Rauschning, Katja Wiesbrock, Martin

Lailach,1997-08-28 Key resolutions from the first fifty years of the United Nations General Assembly Yearbook of the United Nations, Volume 49 (1995) United Nations,2023-12-18 Fully indexed the 1995 edition of the Yearbook is the single most current comprehensive and authoritative reference publication about the work of the United Nations other international organizations and related bodies The book is designed not just for use by diplomats officials and scholars but also by other researchers writers journalists teachers and students The year 1995 was a remarkably eventful one for the United Nations and in the conduct of international relations This volume of the Yearbook details the activities of the United Nations its many organs agencies and programmes working together to rekindle a new form of multilateral cooperation for a better world It records the diverse and globe encompassing activities of the United Nations and its enduring efforts to deal with the world s pressing concerns particularly matters of international peace and security disarmament human rights the settlement of regional conflicts economic and social development the preservation of the environment control of drugs and narcotic substance abuse crime prevention adequate shelter youth and the ageing and humanitarian assistance for refugees as well as disaster relief

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