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Provocation and Responsibility Jeremy Horder, 1992 Provocation and Responsibility breaks new ground by drawing on historical and philosophical sources not normally linked in analysis of the criminal law to provide the first detailed study of the effect of provocation on culpability in morality and law It traces the fascinating history and colourful development of the legal doctrine of provocation right up to present day controversies over the scope of the doctrine s application in murder cases These developments are illuminated throughout by setting them in the context of the changing moral and philosophical understanding of anger its effect on responsibility and the role it plays in the human character Fair Opportunity and Responsibility David Owen Brink, 2021 Fair Opportunity and Responsibility lies at the intersection of moral psychology and criminal jurisprudence and analyzes responsibility and its relations to desert culpability excuse blame and punishment It links responsibility with the reactive attitudes but makes the justification of the reactive attitudes depend on a prior and independent conception of responsibility Responsibility and excuse are inversely related an agent is responsible for misconduct if and only if it is not excused As a result we can study responsibility by understanding excuses We excuse misconduct when an agent s capacities or opportunities are significantly impaired because these capacities and opportunities are essential if agents are to have a fair opportunity to avoid wrongdoing This conception of excuse tells us that responsibility itself consists in agents having suitable cognitive and volitional capacities normative competence and a fair opportunity to exercise these capacities free from undue interference situational control Because our reactive attitudes and practices presuppose the fair opportunity conception of responsibility this supports a predominantly retributive conception of blame and punishment that treats culpable wrongdoing as the desert basis of blame and punishment We can then apply the fair opportunity framework to assessing responsibility and excuse in circumstances of structural injustice situational influences in ordinary circumstances and in wartime insanity and psychopathy immaturity addiction and crimes of passion Though fair opportunity has important implications for each issue treating them together allows us to explore common themes and appreciate the need to take partial responsibility and excuse seriously in our practices of blame and punishment

Homicide, Gender and Responsibility Kate Fitz-Gibbon, Sandra Walklate, 2016-03-22 The crime of homicide has long animated academic debate community concern and political attention The discussion has often centered on the perceived inadequacy of legal responses to homicide questions of culpability and divergent representations of victims and offenders Within this notions of gender responsibility and justice are pivotal This edited collection builds on existing scholarship by examining these concerns not only in the context of the private world of domestic murder but also in the more public world of the state the corporation war and genocide In so doing this book draws from key frameworks of criminological thought legal analysis and empirical evidence to critically examine the relationship between homicide gender and responsibility Bringing together leading international criminology and legal scholars this collection provides a unique contribution to the academic

and policy engagement with what is more often than not an ordinary and mundane crime Analysing the crime in a variety of different social contexts alongside an in depth and critical analysis of the interconnections between the ordinary act of lethal violence gender and notions of responsibility this book will be of interest to students scholars and policymakers working in criminology and socio legal studies Handbook of Univariate and Multivariate Data Analysis with IBM SPSS, Second Edition Robert Ho,2013-10-25 Using the same accessible hands on approach as its best selling predecessor the Handbook of Univariate and Multivariate Data Analysis with IBM SPSS Second Edition explains how to apply statistical tests to experimental findings identify the assumptions underlying the tests and interpret the findings This second edition now covers more topics and has been updated with the SPSS statistical package for Windows New to the Second Edition Three new chapters on multiple discriminant analysis logistic regression and canonical correlation New section on how to deal with missing data Coverage of tests of assumptions such as linearity outliers normality homogeneity of variance covariance matrices and multicollinearity Discussions of the calculation of Type I error and the procedure for testing statistical significance between two correlation coefficients obtained from two samples Expanded coverage of factor analysis path analysis test of the mediation hypothesis and structural equation modeling Suitable for both newcomers and seasoned researchers in the social sciences the handbook offers a clear guide to selecting the right statistical test executing a wide range of univariate and multivariate statistical tests via the Windows and syntax methods and interpreting the output results The SPSS syntax files used for executing the statistical tests can be found in the appendix Data sets employed in the examples are available on the book s CRC Press web page *Loss of Control and Diminished Responsibility* Alan Reed,2016-04-22 This book provides a leading point of reference in the field of partial defences to murder and with respect to the mental condition defences of loss of control and diminished responsibility in general The work includes contributions from leading specialists from different jurisdictions Divided into two parts the first provides an analysis from the perspective of the UK looking at particular concerns such as domestic violence revenge and mixed motive killings mistaken beliefs The second part presents a comparative and international view to provide a wider background of how alternative systems treat issues of human frailty short of full insanity loss of control diminished responsibility in the context of the criminal law

Criminal Responsibility and Partial Excuses George Mousourakis,2018-12-17 Published in 1998 this book examines the relationship between responsibility and criminal liability through an analysis of provocation and related criminal defences It begins by identifying fundamental questions about the role of justifications and excuses in the criminal law as they emerge from the discussion of philosophical theories of responsibility Following an outline of the distinction between murder and manslaughter and its history the basic doctrinal issues relating to the nature and rationale of provocation and other partial defences are then identified and discussed in depth together with the circumstances under which these defences can be raised Although the analysis focuses for the most part on English law the references to other legal systems which are

included in the work add an important comparative perspective to the discussion of the issues The book should be of special interest to criminal lawyers legal theorists and students interested in comparative criminal law and jurisprudence

Responsibility, Character, and the Emotions Ferdinand David Schoeman, 1987 An examination of the responsibility individuals have for their actions and characters

Negotiating Responsibility Kimberley White, 2007-11-02 The meaning of criminal responsibility emerged in early to mid twentieth century Canadian capital murder cases through a complex synthesis of socio cultural medical and legal processes Kimberley White places the negotiable concept of responsibility at the centre of her interdisciplinary inquiry rather than the more fixed legal concepts of insanity or guilt In doing so she brings subtlety to more general arguments about the historical relationship between law and psychiatry the insanity defence and the role of psychiatric expertise in criminal law cases Through capital murder case files White examines how the idea of criminal responsibility was produced organized and legitimized in and through institutional structures such as remissions trial and post trial procedures identity politics of race character citizenship and gender and overlapping narratives of mind state and capacity In particular she points to the subtle but deeply influential ways in which common sense about crime punishment criminality and human nature shaped the boundaries of expert knowledge at every stage of the judicial process *Negotiating Responsibility* fills a void in Western socio legal history scholarship and provides an essential point of reference from which to evaluate current criminal law practices and law reform initiatives in Canada

Partial Defences to Murder Great Britain. Law Commission, 2004 Following on from an earlier consultation paper by the Law Commission Consultation paper 173 ISBN 0117302597 published in October 2003 this report makes recommendations on the law and practice of the partial defences to murder of diminished responsibility and provocation as covered by the Homicide Act 1957 with particular regard to domestic violence situations It also considers whether there should be a partial defence to murder in cases involving the use of excessive force in self defence Appendices include sections detailing research into the ways in which the law of provocation and diminished responsibility are working a brief empirical survey of public opinion relating to partial defences to murder a synopsis of sample cases of female defendants convicted of murder and a sociological history of provocation and diminished responsibility

Gender, Homicide, and the Politics of Responsibility Ashlee Gore, 2021-09-30 *Gender Homicide and the Politics of Responsibility* explores the competing and contradictory understandings of violence against women and men s responsibility It situates these within the personal and political intersections of neoliberal and postfeminist imperatives of individualisation choice and empowerment As violence against women has become a national and international policy priority feminist concerns about violence against women and men s responsibility have entered the mainstream only to be articulated in politically contradictory ways This book explores themes of responsibility for violence and the social and legal consequences that men and women uniquely or differently encounter By drawing on high profile cases of homicide an extensive literature on feminist perspectives on violence and compelling focus

group discussions the book examines the politicised claims regarding the responsibility of men and women as both victims and offenders in intimate relationships Deploying a range of interdisciplinary approaches it utilises a blend of cultural theory and psychosocial analysis to offer an account of the infiltration of postfeminist and neoliberal sensibilities of individualism and responsibilisation in the social legal and interpersonal imaginary The book makes contributions to several fields such as the current public policy initiatives to hold men accountable for violence against women understanding public attitudes to violence against women and contextualising the challenges faced by a number of feminist reforms that seek to address these issues An accessible and compelling read *Gender Homicide and the Politics of Responsibility* will appeal to students and scholars of criminology sociology gender studies and those interested in understanding the debates surrounding violence against women violence by women and the social construction of responsibility and responsibilisation

Sourcebook on Feminist Jurisprudence Hilaire Barnett,1996-03-26 Analyzing the relationship between feminist theories and the law this work takes as its starting point a study of women and culture on an international level which demonstrates how religious and cultural influences have been fundamental in establishing contemporary legal and social mores

Criminal Responsibility Charles Arthur Mercier,1905 *Criminal Law - Third Edition* A P Simester,G R Sullivan,2007-08-09 This leading account of English criminal law combines a detailed exposition of the law with an exploration of its theoretical underpinnings

The Medical Critic and Guide William Josephus Robinson,1922 **Williford V. Young** ,1985 *The New Law Journal* ,2005

Ruling Case Law William Mark McKinney,1916 California. Supreme Court. Records and Briefs California (State)., Court of Appeal Case s D016539 Consolidated Case s Number of Exhibits 1 *German White Book Concerning the Responsibility of the Authors of the War* Germany. Auswärtiges Amt,1924 **Daily Report, Foreign Radio Broadcasts** United States. Central Intelligence Agency,1969

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