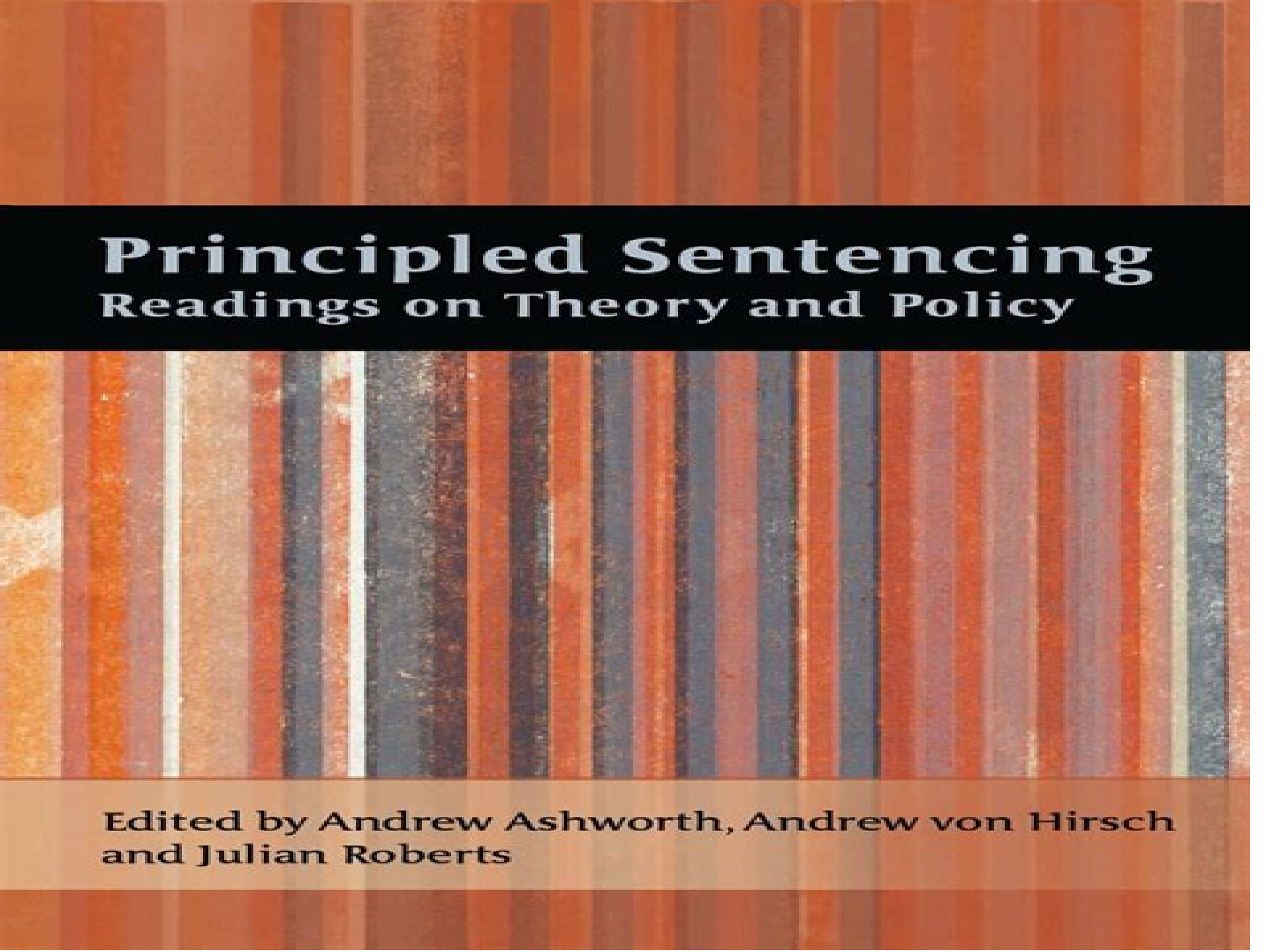


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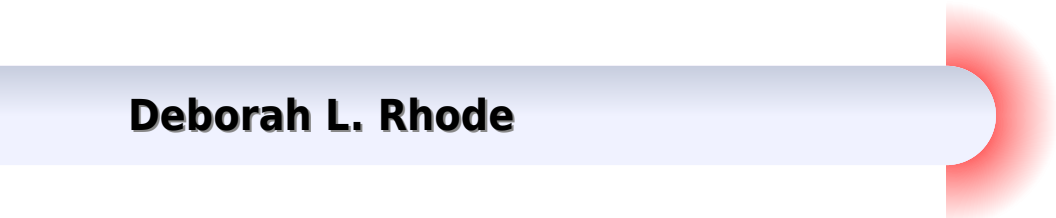
Principled Sentencing

Readings on Theory and Policy

**Edited by Andrew Ashworth, Andrew von Hirsch
and Julian Roberts**

Principled Sentencing Readings On Theory And Policy

Deborah L. Rhode



Principled Sentencing Readings On Theory And Policy:

Principled Sentencing Andreas von Hirsch, Andrew J Ashworth, 1998-06-19 This new edition of Principled Sentencing offers students of law legal philosophy criminology and criminal justice an excellent selection of the best available readings on the moral and philosophical issues in sentencing theory The structure of the book remains the same as in the first edition though importantly there are now new chapters dealing with restorative justice law and order and postmodern approaches These new chapters reflect the significant number of theoretical advances made since the first edition was published in 1992 as well as the growing interest in critical perspectives As before each chapter begins with an introduction by one of the editors and ends with a bibliography of suggested further readings The main body of each chapter consists of a selection of readings some very up to date others more timeless but each in its way seminal All the chapters have been revised and the editorial introductions brought up to date **Principled Sentencing** Andrew Von Hirsch, Andrew Ashworth, 1992

Sentencing and Criminal Justice Andrew Ashworth, 2010-02-04 Andrew Ashworth expertly examines the key issues in English sentencing policy and practice including the mechanisms for producing sentencing guidelines He considers the most high profile stages in the criminal justice process such as the Court of Appeal s approach to the custody threshold the framework for the sentencing of young offenders and the abiding problems of previous convictions in sentencing Taking into account the Criminal Justice and Immigration Act 2008 and the Coroners and Justice Act 2009 the book s inter disciplinary approach places the legislation and guidelines on sentencing in the context of criminological research statistical trends and theories of punishment By examining the law in relation to elements of the wider criminal justice system including the prison and probation services students gain a rounded perspective on the relevant principles and problems of sentencing and criminal justice **The Challenge of Crime** Henry S. Ruth, Kevin R. Reitz, 2003-04-15 Rejecting traditional liberal and conservative outlooks this book examines the history scope and effects of the revolution in America s response to crime since 1970 Henry Ruth and Kevin Reitz offer a comprehensive long term pragmatic approach to increase public understanding of and find improvements in the nation s response to crime

The Right to Be Punished Gabriel Hallevy, 2012-10-12 Does an offender have the right to be punished The right to be punished may sound like an oxymoron but it is not necessarily so With the emergence of modern criminal law the offender gained the right to be punished by rational criminal law rather than being lynched by an angry mob The present day offender may have the right to be punished by doctrinal sentencing rather than being subjected to verdicts based on vague unclear and uncertain principles In modern criminal law the imposition of criminal liability follows accurate and strict rules whereas there are no similar rules for the imposition of punishment The process of sentencing is vague and obscure as are the considerations used for the imposition of punishments The objective of the present book is to propose a comprehensive general and legally sophisticated theory of modern doctrinal sentencing The challenges of such a legal theory are plenty and complex In addition to increasing clarity and certainty modern doctrinal

sentencing must deal with modern types of delinquency e.g organized crime recidivism corporate offenders high tech offenses etc and modern principles of criminal law Modern doctrinal sentencing must serve to ensure optimal sentencing

The Routledge Handbook of Irish Criminology Deirdre Healy, Claire Hamilton, Yvonne Daly, Michelle Butler, 2015-12-14 The Routledge Handbook of Irish Criminology is the first edited collection of its kind to bring together the work of leading Irish criminologists in a single volume While Irish criminology can be characterised as a nascent but dynamic discipline it has much to offer the Irish and international reader due to the unique historical cultural political social and economic arrangements that exist on the island of Ireland The Handbook consists of 30 chapters which offer original comprehensive and critical reviews of theory research policy and practice in a wide range of subject areas The chapters are divided into four thematic sections Understanding crime examines specific offence types including homicide gangland crime and white collar crime and the theoretical perspectives used to explain them Responding to crime explores criminal justice responses to crime including crime prevention restorative justice approaches to policing and trial as well as post conviction issues such as imprisonment community sanctions and rehabilitation Contexts of crime investigates the social political and cultural contexts of the policymaking process including media representations politics the role of the victim and the impact of gender Emerging ideas focuses on innovative ideas that prompt a reconsideration of received wisdom on particular topics including sexual violence and ethnicity Charting the key contours of the criminological enterprise on the island of Ireland and placing the Irish material in the context of the wider European and international literature this book is essential reading for those involved in the study of Irish criminology and international and comparative criminal justice

Criminal Sentencing in Bangladesh Muhammad Mahbubur Rahman, 2017-03-20 In Criminal Sentencing in Bangladesh Muhammad Mahbubur Rahman critically examines the sentencing policies of Bangladesh and demonstrates that the country's sentencing policies are not only yet to be developed in a coherent manner and shaped with an appropriate and contextual balance but also remain part of the problem rather than part of the solution The author forcefully argues that the conception of sentencing policies cannot and should not always be confined exclusively to institutional understandings The typical realities of post colonial societies call for rethinking the traditional judiciary centred understanding of what is meant by criminal sentences This book thus raises the question for theoretical sentencing scholarship whether the prevailing judiciary centred understanding of sentencing should be rethought

Character Deborah L. Rhode, 2019 As Deborah L Rhode explains in this wide ranging work the American public has long insisted on the central importance of character but has failed to adequately nurture and sustain it in families schools law and politics All too often our understandings of character are out of step with psychological research and fundamental values

Transforming International Criminal Justice Mark Findlay, Ralph Henham, 2005-06 This book sets out an agenda to transform international criminal trials and the delivery of international criminal justice to victim communities through collaboration of currently competing paradigms It reflects a transformation of

thinking about the comparative analysis of the trial process and seeks to advance the boundaries of international criminal justice through wider access and inclusivity in an environment of rights protection Collaborative justice is advanced as providing the future context of international criminal trials The book's radical dimension is its argument for the harmonization of restorative and retributive justice within the international criminal trial The focus is initially on the trial process a key symbol of developing international styles of justice It examines theoretical models and political applications of criminal justice through detailed empirical analysis in order to explore the underlying relationship of theory and empirical study applying the outcome in theory testing and policy evaluation in several different jurisdictions The book injects a significant comparative dimension into the study of international criminal justice This is achieved through searching the traditional foundations of internationalism in justice by employing an original methodology to enable a multi dimensional exploration of contexts local regional and global so recognising the importance of difference within an agenda suggesting synthesis The book argues for a concept of international trial within a rights paradigm understood against different procedural traditions and practices and provides a detailed description of trials and trial decision making in various jurisdictions Transforming International Criminal Justice also sets out to develop effective research strategies as part of its interrogation of specific trial narratives and meanings in contemporary legal cultures Key themes are those of internationalisation fair trial and the exercise of discretion in justice resolutions sentencing in particular and the lay professional relationship and its dynamics Finally the book provides a searching critique of the relevance of existing criminology and legal sociology in relation to international criminal justice and speculates on trial transformation and the merger of retributive and restorative international criminal justice comparative analysis of the criminal trial process internationally argues for harmonization of retributive and restorative justice within the international criminal trial sets out an agenda to transform international criminal trials and the delivery of international criminal justice to victim communities

Offender Rehabilitation Gwen Robinson, Iain D Crow, 2009-01-30 This comprehensive text explains all the key themes in the development and practice of offender rehabilitation It explores how the issue fits within its wider social and political contexts giving an insight into its current and future relevance to criminal justice The book covers the full range of rehabilitative approaches exploring how criminal justice responses have been influenced by trends such as the treatment model What Works desistance risk and public protection and changes in social policy

Prisons, Punishment, and the Family Rachel Condry, Peter Scharff Smith, 2018-10-04 Every year millions of families are affected by the imprisonment of a family member Children of imprisoned parents alone can be counted in millions in the USA and in Europe It is a bewildering fact that while we have had prisons for centuries and the deprivation of liberty has been a central pillar in the Western mode of punishment since the early nineteenth century we have only relatively recently embarked upon a serious discussion of the severe effects of imprisonment for the families and relatives of offenders and the implications this has for society This book

draws together some of the excellent research that addresses the impact of criminal justice and incarceration in particular upon the families of offenders. It assembles examples of recent and ongoing studies from eight different countries in order to not only learn about the secondary effects and collateral consequences of imprisonment but also to understand what the experiences and lived realities of prisoners' families means for the sociology of punishment and our broader understanding of criminal justice systems. While punishment and society scholarship has gained significant ground in recent years, it has often remained silent on the ways in which the families of prisoners are affected by our practices of punishment. This book provides evidence of the importance of including families within this scholarship and explores themes of legitimacy, citizenship, human rights, marginalization, exclusion, and inequality. *Criminology and Political Theory* Dr Anthony Amatrudo, 2009-07-09. A lucid, sophisticated, and timely vindication of the importance of Marxist, feminist, and other radical perspectives on the state and political economy to the analysis of crime control and justice. It offers a valuable guide to issues of political philosophy for students and teachers of criminology, critically deconstructing the taken-for-granted categories of law and criminal justice. Professor Robert Reiner, London School of Economics, UK. This clear and concise book sets out the relationship between political theory and criminology. It critically analyzes key theories and debates within criminology and addresses the major political ideas that lie beneath them. Organized around key criminological concepts and issues, the book covers power and ideology, the nature of the state, social control and policing, punishment, economics, and criminal activity, morality. The book has been carefully developed to support practical teaching and learning and contains chapter summaries, further reading, and a comprehensive glossary which combine to provide a full understanding of the themes. How Judges Sentence Geraldine Mackenzie, 2005. How do judges sentence? This question is frequently asked but infrequently explored. What factors are taken into account? How do judges see their role? How do they apply the aims and purposes of sentencing? How are factors such as public opinion taken into account? *How Judges Sentence* explores these questions through interviews with Queensland judges. The judges explain how they come to their decisions when sentencing, how they view judicial discretion, and how they exercise it. The book carefully examines their comments within the legislative and theoretical contexts of sentencing. The analysis yields valuable insights into judicial methodologies, perceptions, and attitudes towards the sentencing process. *How Judges Sentence* provides a major contribution to debates on sentencing. Achieving Consistency in Sentencing Lyndon Harris, 2022. Consistency in sentencing is regarded as essential for a fair system. *Achieving Consistency in Sentencing* brings together theoretical and practical considerations of the concept of consistency to examine how these can be realised. The book provides readers with an analysis of the various shapes that guidance takes and examines their efficacy.

Democratic Theory and Mass Incarceration Albert Dzur, Ian Loader, Richard Sparks, 2016-09-26. Despite its increasing visibility as a social issue, mass incarceration and its inconsistency with core democratic ideals rarely surfaces in contemporary political theory. *Democratic Theory and Mass Incarceration* seeks to overcome this puzzling disconnect by

deepening the dialogue between democratic theory and punishment policy **Insider Dealing and Criminal Law** Iwona Seredyńska, 2011-11-03 This work is a multidisciplinary analysis of the issue of insider dealing from the perspective of the applicability of criminal law to regulate it First it examines the nature of its prohibition in the European Union and in the United States of America The text includes a more extensive overview of prohibition in four Member States of the European Union France the United Kingdom Luxembourg and Poland Then it summarises the arguments presented by ethicists and economists in favour of and against insider dealing Further it analyses the foundations of criminal law and justifications that are given for its application On the basis of this analysis it presents a new two step theory of criminalisation The first step is based on a liberal theory of wrongfulness that makes reference to protection of the basic human rights The second step relies on classical but often forgotten principles of criminal law Finally it examines possible alternatives to criminal rules A Theory of Legal Punishment Matthew Altman, 2021-05-05 This book argues for a mixed theory of legal punishment that treats both crime reduction and retribution as important aims of the state A central question in the philosophy of law is why the state s punishment of its own citizens is justified Traditionally two theories of punishment have dominated the field consequentialism and retributivism According to consequentialism punishment is justified when it maximizes positive outcomes According to retributivism criminals should be punished because they deserve it This book recognizes the strength of both positions According to the two tiered model the institution of punishment and statutory penalties as set by the legislature are justified based on their costs and benefits in terms of deterrence and rehabilitation The law exists to preserve the public order Criminal courts by contrast determine who is punished and how much based on what offenders deserve The courts express the community s collective sense of resentment at being wronged This book supports the two tiered model by showing that it accords with our moral intuitions commonly held compatibilist theories of freedom and assumptions about how the extent of our knowledge affects our obligations It engages classic and contemporary work in the philosophy of law and explains the theory s advantages over competing approaches from retributivists and other mixed theorists The book also defends consequentialism against a longstanding objection that the social sciences give us little guidance regarding which policies to adopt Drawing on recent criminological research the two tiered model can help us to address some of our most pressing social issues including the death penalty drug policy and mass incarceration This book will be of interest to philosophers legal scholars policymakers and social scientists especially criminologists economists and political scientists

Sentencing, Public Opinion, and Criminal Justice , 2025-01-16 This volume celebrates the achievements of Julian V Roberts KC Hon Emeritus Professor of Criminology at the University of Oxford over forty years of scholarship To mark his extraordinary influence on sentencing and criminal justice on the global stage the contributors a mix of international scholars and members of the judiciary present a collection of themed essays in his honour Roberts is a leading academic authority on sentencing theory policy and practice in common law jurisdictions and his work has made a landmark contribution to the

analysis and development of sentencing worldwide His work is innovative and inspired known for identifying core challenges and defining research needs before they become central to criminal justice agendas A distinguished group of authors engage in an interdisciplinary appreciation of Roberts work in three distinct domains fundamentals of sentencing and penal theory sentencing policy and penal practice and public opinion and criminal justice Drawn from seven jurisdictions the authors offer fresh insight into Roberts past accomplishments as well as the future of the field that he continues to shape Together they demonstrate a collective commitment to advancing Roberts lifelong project of normative comparative and empirical engagement with questions of crime and justice

Sentencing Ralph Henham,2013-10-01 Sentencing is the process through which the legitimacy of punishment is declared and justified However it is increasingly portrayed as a social activity which should be more responsive to the pluralistic needs and values of individuals and communities in contemporary society It will therefore have to adapt to an array of different perceptions of what justice is and how it should be delivered as well as different sensitivities and emotional responses to sentencing processes and outcomes At a time when fundamental questions are being asked about the relevance of existing forms of punishment in contemporary society Sentencing argues for a profound normative understanding of the relationship between sentencing and its perception by citizens vital if we are to fully comprehend the nature and significance of punishment and the particular challenges it faces as a force for social cohesion Henham explores this theme by focusing on key areas of debate within the field the treatment of gender and race in sentencing the future role of sentencing in criminal justice governance the development of new criteria for evaluating sentencing within a more socially inclusive framework Henham suggests that a greater focus on the relationship between penal ideology and the impact of sentencing in the wider community is essential for effective future policy making in this area Sentencing will be useful for both undergraduate and postgraduate students of law criminology criminal justice and sociology as well as for academics and criminal justice policymakers

An Introduction to Criminal Psychology Russil Durrant,2013-05-07 Crime is a topic that is of considerable interest to policy makers politicians and the public alike We want to know what factors can explain the nature and prevalence of crime in society and use this knowledge to better develop approaches for managing criminal behaviour This book provides a comprehensive overview of approaches to understanding crime and criminal behaviour with a focus on psychological perspectives A wide range of different types of criminal behaviour are considered including juvenile crime violent offending sexual offending collective violence and drug use For each type of offence a clear overview of key conceptual and methodological issues is provided along with a detailed consideration of the major theoretical approaches that have been developed The book concludes by considering how our theoretical understanding of crime can inform our responses to criminal behaviour in terms of punishment prevention and rehabilitation Key features of the book include an in depth coverage of a broad range of different types of criminal behaviour inclusion of a diverse range of different theoretical perspectives accessibly written with extensive use of case studies boxes

and activities an extensive use of up to date references that highlight the current state of knowledge in the field of criminal psychology This book should be of interest to students academics researchers and practitioners with an interest in criminal behaviour and is particularly suitable for undergraduate courses in criminal psychology forensic psychology and psychological criminology

Principled Sentencing Readings On Theory And Policy: Bestsellers in 2023 The year 2023 has witnessed a remarkable surge in literary brilliance, with numerous engrossing novels enthralling the hearts of readers worldwide. Lets delve into the realm of bestselling books, exploring the fascinating narratives that have enthralled audiences this year. Principled Sentencing Readings On Theory And Policy : Colleen Hoover's "It Ends with Us" This poignant tale of love, loss, and resilience has gripped readers with its raw and emotional exploration of domestic abuse. Hoover expertly weaves a story of hope and healing, reminding us that even in the darkest of times, the human spirit can succeed. Principled Sentencing Readings On Theory And Policy : Taylor Jenkins Reid's "The Seven Husbands of Evelyn Hugo" This captivating historical fiction novel unravels the life of Evelyn Hugo, a Hollywood icon who defies expectations and societal norms to pursue her dreams. Reid's absorbing storytelling and compelling characters transport readers to a bygone era, immersing them in a world of glamour, ambition, and self-discovery. Discover the Magic : Delia Owens' "Where the Crawdads Sing" This captivating coming-of-age story follows Kya Clark, a young woman who grows up alone in the marshes of North Carolina. Owens spins a tale of resilience, survival, and the transformative power of nature, captivating readers with its evocative prose and mesmerizing setting. These top-selling novels represent just a fraction of the literary treasures that have emerged in 2023. Whether you seek tales of romance, adventure, or personal growth, the world of literature offers an abundance of compelling stories waiting to be discovered. The novel begins with Richard Papen, a bright but troubled young man, arriving at Hampden College. Richard is immediately drawn to the group of students who call themselves the Classics Club. The club is led by Henry Winter, a brilliant and charismatic young man. Henry is obsessed with Greek mythology and philosophy, and he quickly draws Richard into his world. The other members of the Classics Club are equally as fascinating. Bunny Corcoran is a wealthy and spoiled young man who is always looking for a good time. Charles Tavis is a quiet and reserved young man who is deeply in love with Henry. Camilla Macaulay is a beautiful and intelligent young woman who is drawn to the power and danger of the Classics Club. The students are all deeply in love with Morrow, and they are willing to do anything to please him. Morrow is a complex and mysterious figure, and he seems to be manipulating the students for his own purposes. As the students become more involved with Morrow, they begin to commit increasingly dangerous acts. The Secret History is a brilliant and gripping novel that will keep you wondering until the very end. The novel is a warning tale about the dangers of obsession and the power of evil.

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Table of Contents Principled Sentencing Readings On Theory And Policy

1. Understanding the eBook Principled Sentencing Readings On Theory And Policy
 - The Rise of Digital Reading Principled Sentencing Readings On Theory And Policy
 - Advantages of eBooks Over Traditional Books
2. Identifying Principled Sentencing Readings On Theory And Policy
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Principled Sentencing Readings On Theory And Policy
 - User-Friendly Interface
4. Exploring eBook Recommendations from Principled Sentencing Readings On Theory And Policy
 - Personalized Recommendations
 - Principled Sentencing Readings On Theory And Policy User Reviews and Ratings
 - Principled Sentencing Readings On Theory And Policy and Bestseller Lists
5. Accessing Principled Sentencing Readings On Theory And Policy Free and Paid eBooks
 - Principled Sentencing Readings On Theory And Policy Public Domain eBooks
 - Principled Sentencing Readings On Theory And Policy eBook Subscription Services
 - Principled Sentencing Readings On Theory And Policy Budget-Friendly Options
6. Navigating Principled Sentencing Readings On Theory And Policy eBook Formats
 - ePub, PDF, MOBI, and More
 - Principled Sentencing Readings On Theory And Policy Compatibility with Devices
 - Principled Sentencing Readings On Theory And Policy Enhanced eBook Features
7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Principled Sentencing Readings On Theory And Policy
 - Highlighting and Note-Taking Principled Sentencing Readings On Theory And Policy
 - Interactive Elements Principled Sentencing Readings On Theory And Policy

8. Staying Engaged with Principled Sentencing Readings On Theory And Policy
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Principled Sentencing Readings On Theory And Policy
9. Balancing eBooks and Physical Books Principled Sentencing Readings On Theory And Policy
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Principled Sentencing Readings On Theory And Policy
10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
11. Cultivating a Reading Routine Principled Sentencing Readings On Theory And Policy
 - Setting Reading Goals Principled Sentencing Readings On Theory And Policy
 - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Principled Sentencing Readings On Theory And Policy
 - Fact-Checking eBook Content of Principled Sentencing Readings On Theory And Policy
 - Distinguishing Credible Sources
13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
14. Embracing eBook Trends
 - Integration of Multimedia Elements
 - Interactive and Gamified eBooks

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