

The Responsible Judge

Readings in Judicial Ethics

Edited by
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and Kenneth I. Winston

Responsible Judge

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Responsible Judge:

The Responsible Judge John T. Noonan Jr., Kenneth I. Winston, 1993-09-21 Society and individual members thereof who approach the court in conscience desire justice They place their hope not only in the knowledge but also in the morality of the judges At a time when the values of the judiciary are under intense scrutiny Noonan and Winston present an extensive highly informed collection of readings with commentary and explication They address the concept and role of judge the act of judging and the requirements and potential abuses inherent in the system and process of sitting in judgment This is a reflective yet eminently realistic consideration of the fundamental issues and questions involved in establishing a reasonable framework for assessing judicial morality The work first examines qualities of the ideal corrupt and over zealous or political judge The editors next address the judge s role and response in view of the tensions rising not only from the facts of the case and legal precedents but also from such human qualities as compassion They also look at the power of social expectations and personal beliefs as possible influences on judicial decisions Finally the editors consider the need judges have for independence and study that necessary factor in relationships to accountability and also potential for abuse This is a learned inclusive yet accessible and captivating work It will clarify and reinvigorate discussion of critically important issues fundamental to an ethical judiciary *Embedded Courts* Kwai Hang Ng, Xin He, 2017-10-26 A study of the decision making process of Chinese courts and the non legal forces and regional factors that influence judicial outcomes

The Judicial System of China Xin He, 2024-11-06 Grounded in both English and Chinese language sources The Judicial System of China is a systematic study of Chinese courts after Xi Jinping took power and thoroughly reformed its judiciary It draws upon extensive empirical scholarship in both Chinese and English languages complementing it with fresh research based on court statistics public opinion polling and interviews with judges lawyers and litigants The book addresses a range of timely subjects including how Chinese courts have come to their present shape how decisions are made on civil criminal and administrative cases and what explains the behaviour of the judges It documents not only the institutional rules but also the behavioral patterns of the judges and other players revolving around the courts This book presents a governance model for understanding the operation of the Chinese court system The courts have two overarching characteristics under this model supporting the state s goals of policy implementation and legitimacy enhancement The various policies that the courts are tasked with implementing and the approaches the courts use for enhancing the judiciary s legitimacy and by extension that of the state have played key roles in the courts evolution The model sheds light on the rationales that have underlain the changes in the system over time Engaging extensively with the literature in law and politics law and society and institutional economics The Judicial System of China provides readers with a deeper understanding of the inner workings and day to day realities of the Chinese judicial system **The Judicial System and Reform in Post-Mao China** Dr Yuwen Li, 2014-11-28 This comprehensive study examines the development and changing characteristics of the judicial system and reform process

over the past three decades in China As the role of courts in society has increased so too has the amount of public complaints about the judiciary At the same time political control over the judiciary has retained its tight grip The shortcomings of the contemporary system such as institutional deficiencies shocking cases of injustice and cases of serious judicial corruption are deemed quite appalling by an international audience Using a combination of traditional modes of legal analysis case studies and empirical research this study reflects upon the complex progress that China has made and continues to make towards the modernisation of its judicial system Li offers a better understanding on how the judicial system has transformed and what challenges lay ahead for further enhancement This book is unique in providing both the breadth of coverage and yet the substantive details of the most fundamental as well as controversial subjects concerning the operation of the courts in China

Journal of the American Judicature Society, 1917 To Speak as a Judge Sandra Berns, 2019-05-23 First published in 1999 this volume explores the nature of adjudication in the common law tradition from a feminist postmodernist perspective The author accepts and celebrates the choices open to the judge and argues that without choice judgment cannot be properly judicial The first full length feminist exploration of the role of the judge and the nature of law and legality To Speak as a Judge is grounded in the process of adjudication and its rhetorical nature It draws upon significant contemporary cases to explore the narrativity of law and the ways in which rhetoric and judicial understandings of the nature of law determine narrative style *Digital Family Justice* Mavis Maclean, Bregje Dijksterhuis, 2019-12-12 The editors earlier book Delivering Family Justice in the 21st Century 2016 described a period of turbulence in family justice arising from financial austerity Governments across the world have sought to reduce public spending on private quarrels by promoting mediation ADR and by beginning to look at digital justice ODR as alternatives to courts and lawyers But this book describes how mediation has failed to take the place of courts and lawyers even where public funding for legal help has been removed Instead ODR has developed rapidly led by the Dutch Rechtswijzer The authors question the speed of this development and stress the need for careful evaluation of how far these services can meet the needs of divorcing families In this book experts from Canada Australia Turkey Spain Germany France Poland Scotland and England and Wales explore how ADR has fallen behind and how we have learned from the rise and fall of ODR in the Rechtswijzer about what digital justice can and cannot achieve Managing procedure and process Yes Dispute resolution Not yet The authors end by raising broader questions about the role of a family justice system is it dispute resolution Or dispute prevention management and above all legal protection of the vulnerable This title is included in Bloomsbury Professional s International Arbitration online service **Federal Judges and Courts** United States. Congress. Senate. Committee on the Judiciary. Subcommittee on Improvements in Judicial Machinery, 1969

Handover of Power - Justice Andreas Seidl, 2022-09-13 Justice rethought Do you also sometimes worry that you would not be able to afford court proceedings at all And do you also wish for justice that is unprejudiced and balancing What judicial policy can make the jurisprudence more democratic This book tells us what a democratic constitutional state can look

like in which the citizens change or abolish laws depending on their effectiveness and elect their judges directly how appropriate penal laws can prevent good from having to be prohibited just because there are bad people who behave unlawfully what kind of penal system can compensate victims rehabilitate offenders and bring revenues to the state budget After 20 years of work on this book series Andreas Seidl thus ventures a step towards founding a party In doing so he entertains his readers both intellectually and visionarily If this work can give you hope inspire you or move you to action it has fulfilled its purpose Available in German and English Judicial Independence Shimon Shetreet, Jules

Deschênes, 1985-01-01 This study discusses the many different aspects of judicial independence in Israel It begins with an historical analysis of the concept of judicial independence in a comparative perspective emphasizing the conceptual roots of the judiciary in Jewish law Recent decades have witnessed a marked increase in the role played by the judiciary in society This general trend is apparent in Israel where the highly significant social role played by the judiciary has been on the increase for some years The constitutional role of the judiciary in society is more pronounced in countries where the courts are empowered to review the constitutionality of legislative acts In Israel the power of judicial review in decisions of the Supreme Court has been applied in a number of cases in which legislation of the Israeli Parliament the Knesset has been set aside The increasingly prominent role of the judiciary in Israel is further manifested by the frequent recourse to judicial commissions of inquiry chaired by judges who are often called upon to examine some of the major public controversies A Judiciary Diminished is Justice Denied United States. Congress. House. Committee on the Judiciary. Subcommittee on the Constitution, 2002 Confirmation Hearings on Federal Appointments United States. Congress. Senate. Committee on the Judiciary, 1989 Federal Judges and Courts United States. Congress. Senate. Judiciary, 1969 **Judicial Independence:**

Cornerstone of Democracy Shimon Shetreet, Hiram Chodosh, 2024-04-22 This book is an academic continuation of the previous five volumes on judicial independence edited by Shimon Shetreet with others Jules Deschenes Christopher Forsyth Wayne McCormack Hiram E Chodosh and Eric Helland all books were published by Brill Nijhoff Judicial Independence The Contemporary Debate 1985 The Culture of Judicial Independence Conceptual Foundations and Practical Challenges 2012 The Culture of Judicial Independence Rule of Law and World Peace 2014 The Culture of Judicial Independence in a Globalised World 2016 Challenged Justice In Pursuit of Judicial Independence 2021 This volume offers studies by distinguished scholars and judges from different jurisdictions on numerous dimensions regarding the essential role of judicial independence in democracy It includes analyses of basic constitutional principles and contemporary issues of judicial independence and judicial process in many jurisdictions and analyses of international standards of judicial independence and judicial ethics You can find a podcast of this book here Brill Nijhoff Lawcast *Shades of Grey - Domestic and Sexual Violence Against Women* Anna Carline, Patricia Easteal, 2014-09-19 Arguing that law must be looked at holistically this book investigates the hidden gender of the so called neutral or objective legal principles that structure the law addressing violence against women

Adopting an explicitly feminist perspective it investigates how legal responses to violence against women presuppose maintain and perpetuate a certain context that may not in fact reflect women's experiences Carline and Eastaer draw upon relevant legislation case law and secondary studies from a range of territories including Australia England and Wales the United States Canada and Europe to contextualize and critique different policy responses They go on to examine the potential and limits of law making recommendations for best practice models of policymaking and law reform Aiming to help improve government community and legal responses to women who experience violence *Shades of Grey Domestic and Sexual Violence Against Women Law Reform and Society* will assist law makers academics policymakers and a wider audience in understanding the complexities of violence against women [The Impact of Ideas on Legal Development](#) Michael Lobban, Julia Moses, 2014-07-31 How have social and philosophical ideas influenced the development of tort law in Europe

Challenged Justice: In Pursuit of Judicial Independence Shimon Shetreet, Hiram Chodosh, Helland Eric, 2021-08-24 Challenged Justice In Pursuit of Judicial Independence is an academic continuation of the previous volumes on judicial Independence edited by Shimon Shetreet with others Jules Deschenes Christopher Forsyth and Wayne McCormack All books were published by Brill Nijhoff Judicial Independence The Contemporary Debate 1985 The Culture of Judicial Independence Conceptual Foundations and Practical Challenges 2012 The Culture of Judicial Independence Rule of Law and World Peace 2014 and The Culture of Judicial Independence in a Globalised World 2016 This book offers academic articles by distinguished jurists on judicial independence and judicial process in many jurisdictions including indicators of justice and analysis of international Standards on judicial independence and judicial ethics [The Procedural and Organisational Law of the European Court of Justice](#) Christoph Krenn, 2022-09-22 How should judges of the European Court of Justice be selected who should participate in the Court's proceedings and how should judgments be drafted These questions have remained blind spots in the normative literature on the Court This book aims to address them It describes a vast yet incomplete transformation Originally the Court was based on a classic international law model of court organisation and decision making Gradually the concern for the effectiveness of EU law led to the reinvention of its procedural and organisational design The role of the judge was reconceived as that of a neutral expert an inner circle of participants emerged and the Court became more hierarchical While these developments have enabled the Court to make EU law uniquely effective they have also created problems from a democratic perspective The book argues that it is time to democratise the Court and shows ways to do this *Federal Farm Loan Board, Hearings Before ..., 68-1 on Nomination of Members of Board.* 1924 United States. Congress. Senate. Banking and Currency Committee, 1924 *The Medieval Origins of the Legal Profession* James A. Brundage, 2024-05-31 In the aftermath of sixth century barbarian invasions the legal profession that had grown and flourished during the Roman Empire vanished Nonetheless professional lawyers suddenly reappeared in Western Europe seven hundred years later during the 1230s when church councils and public authorities began to impose a body of ethical

obligations on those who practiced law James Brundage's *The Medieval Origins of the Legal Profession* traces the history of legal practice from its genesis in ancient Rome to its rebirth in the early Middle Ages and eventual resurgence in the courts of the medieval church By the end of the eleventh century Brundage argues renewed interest in Roman law combined with the rise of canon law of the Western church to trigger a series of consolidations in the profession New legal procedures emerged and formal training for proctors and advocates became necessary in order to practice law in the reorganized church courts Brundage demonstrates that many features that characterize legal advocacy today were already in place by 1250 as lawyers trained in Roman and canon law became professionals in every sense of the term A sweeping examination of the centuries long power struggle between local courts and the Christian church secular rule and religious edict *The Medieval Origins of the Legal Profession* will be a resource for the professional and the student alike

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