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Sovereignty Education and Defense Ministry (SEDM)

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The Southeastern Reporter ,1908 Atlantic Reporter ,1909 Torture as Tort Craig Martin Scott, 2001-05-22 The controversial nature of seeking globalised justice through national courts has become starkly apparent in the wake of the Pinochet case in which the Spanish legal system sought to bring to account under international criminal law the former President of Chile for violations in Chile of human rights of non Spaniards Some have reacted to the involvement of Spanish and British judges in sanctioning a former head of state as nothing more than legal imperialism while others have termed it positive globalisation While the international legal and associated statutory bases for such criminal prosecutions are firm the same cannot be said of the enterprise of imposing civil liability for the same human rights violating conduct that gives rise to criminal responsibility In this work leading scholars from around the world address the host of complex issues raised by transnational human rights litigation There has been to date little treatment let alone a comprehensive assessment of the merits and demerits of US style transnational human rights litigation by non American legal scholars and practitioners The book seeks not so much to fill this gap as to start the process of doing so with a view to stimulating debate amongst scholars and policy makers The book s doctrinal coverage and analytical inquiries will also be extremely relevant to the world of transnational legal practice beyond the specific question of human rights litigation Cited in Nevsun Resources Ltd v Araya Defences to Crime: Disabilities of parties; agency; duress; accident, ignorance and mistake; 2020 SCC 5 consent; omissions and attempts John Davison Lawson, 1885 Decennial Edition of the American Diaest .1921

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