

DAVID GARLAND

# PUNISHMENT AND MODERN SOCIETY



A STUDY IN SOCIAL THEORY

# Punishment Modern Society

**Otto Kirchheimer**



## **Punishment Modern Society:**

**Punishment and Modern Society** David Garland, 2012-04-26 In this path breaking book David Garland argues that punishment is a complex social institution that affects both social relations and cultural meanings Drawing on theorists from Durkheim to Foucault he insightfully critiques the entire spectrum of social thought concerning punishment and reworks it into a new interpretive synthesis Punishment and Modern Society is an outstanding delineation of the sociology of punishment At last the process that is surely the heart and soul of criminology and perhaps of sociology as well punishment has been rescued from the fringes of these disciplines This book is a first class piece of scholarship Graeme Newman Contemporary Sociology Garland s treatment of the theorists he draws upon is erudite faithful and constructive Punishment and Modern Society is a magnificent example of working social theory John R Sutton American Journal of Sociology Punishment and Modern Society lifts contemporary penal issues from the mundane and narrow contours within which they are so often discussed and relocates them at the forefront of public policy This book will become a landmark study Andrew Rutherford Legal Studies This is a superbly intelligent study Its comprehensive coverage makes it a genuine review of the field Its scholarship and incisiveness of judgment will make it a constant reference work for the initiated and its concluding theoretical synthesis will make it a challenge and inspiration for those undertaking research and writing on the subject As a state of the art account it is unlikely to be bettered for many a year Rod Morgan British Journal of Criminology Winner of both the Outstanding Scholarship Award of the Crime and Delinquency Division of the Society for the Study of Social Problems and the Distinguished Scholar Award from the American Sociological Association s Crime Law and Deviance Section

**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

**Criminal Justice Ethics** Cyndi Banks, 2009 Following on the success of its First Edition which was praised for its comprehensive coverage and flexible organization Criminal Justice Ethics Second Edition continues to explore ethical dilemmas faced by criminal justice professionals and discusses how they might be resolved covering codes of ethics for various players and providing applied examples in the form of illustrative real

life case boxes The Second Edition also retains the unique praised organizational style of the previous edition covering the interaction of ethics and the criminal justice system in Part I to lay a foundation for the ethical theories and perspectives introduced in Part II New to this Edition Includes a new chapter in the Second Edition Ethics and the War on Terrorism explores the very timely topic of terrorism covering definitions of terrorism restrictions of rights in the interests of national security and the ethics of torture Provides expanded treatment of important topics and offers global perspectives where appropriate Readers will find more coverage of transparency and accountability in the criminal justice system and more comparative discussions showing how ethical challenges are addressed in other countries Offers updated information throughout with a more accessible interior design and more robust pedagogy Expanded coverage of timely topics and issues that impact the contemporary criminal justice system including prostitution drug abuse abortion homosexuality human rights terrorism and the Patriot Act a more appealing visual design and helpful pedagogical features such as key terms end of chapter cases and new feature boxes enhance student learning w *Criminal Justice* Ian Marsh, John Cochrane, Gaynor Melville, 2004 This practical new text encourages students to develop a deeper understanding of the current context and workings of the criminal justice system and is of particular use for students and for practitioners in the criminal justice arena

*Punishment and Culture* Philip Smith, 2008-03-15 Philip Smith attacks the comfortable notion that punishment is about justice reason and law Instead he argues that punishment is an essentially irrational act founded in ritual as a means to control evil without creating more of it in the process Modern Histories of Crime and Punishment, 2007-07-18 This is a collection of essays critically examining the historical development of the modern criminal law Punishment in World History Peter N. Stearns, 2023-10-02 This book focuses on major changes in punishment patterns during the principal phases of world history tracing continuities reforms and regional differences Punishment in World History studies the official penalties enacted by governments throughout time chronicling the limited courses of action in hunting and gathering civilizations the array of punishments in early agricultural societies and the various efforts to reform these patterns since the 17th and 18th centuries There is also discussion on community sanctions and disciplinary patterns applied to children A secondary emphasis involves analyzing different regional traditions including the impact of the principal religions varying definitions of punishable crime and in the modern period differing levels of reliance on physical punishments and imprisonment The regional analysis also pays close attention to the effects of colonialism imperialism and the slave trade Ending with an assessment of the contemporary period the book considers the efforts to develop and apply global standards to punishment With far reaching coverage of a variety of human civilizations in history this book is a core resource for students and scholars of the history of corrections world history and criminal justice Criminal Justice George S. Bridges, Joseph G. Weis, Robert D. Crutchfield, 1996-02-22 This is a solid representation of criminological articles that are important to the discipline The important material from each article has been retained yet an undergraduate won t be

overwhelmed The articles are germane and flow together a certain consistency in thought is presented to the student as opposed to interesting but often semi related articles This book is accessible and in several areas very enjoyable reading A L Marsteller Drury College Also by the Editors Crime Vol 1 and Juvenile Delinquency Vol 2 Why are these edited collections THE anthologies to use for teaching Criminal Justice Criminology or Juvenile Delinquency All volumes present the field accurately and completely to students and in a way that is understandable to undergraduates and therefore teachable All include rich collections of classic and contemporary articles all of which have been carefully edited so that students can master the material All volumes contain essays written by the Editors which provide the coherence and structure to the collections that undergraduate students need Questions for Discussion and Writing and well prepared indexes help to make these anthologies even more teachable All are edited by scholars who have the credentials and the undergraduate teaching experience to make this three volume set a particularly rich resource

**Reinventing Justice** James L. Nolan Jr., 2021-07-13

Drug courts offer radically new ways to deal with the legal and social problems presented by repeat drug offenders often dismissing criminal charges as an incentive for participation in therapeutic programs Since the first drug court opened in 1989 in Florida close to 600 have been established throughout the United States Although some observers have questioned their efficacy no one until now has constructed an overall picture of the drug court phenomenon and its place in an American history of the social control of drugs Here James Nolan examines not only how therapeutic strategies deviate from traditional judiciary proceedings but also how these differences reflect changes afoot in American culture and conceptions of justice Nolan draws upon extensive fieldwork to analyze a new type of courtroom drama in which the judge engages directly and regularly with the defendant turned client lawyers play a reduced and less adversarial role and treatment providers exert unprecedented influence in determining judicially imposed sanctions The author considers the intended as well as unexpected consequences of therapeutic jurisprudence for example behavior undergoes a pathological reinterpretation guilt is discredited and the client's life story and ability to convince the judge of his or her willingness to change take on a new importance Nolan finds that fueled in part by the strength of therapeutic sensibilities in American culture the drug court movement continues to expand and advances with its new understandings of the meaning and practice of justice

**Punishment** Terance D. Miethe, Hong Lu, 2005 This 2005 book examines punishment in different forms including corporal and economic punishment

Questioning Punishment Henrique Carvalho, Anastasia Chamberlen, 2023-10-06 This book questions punishment as concept social phenomenon and contemporary practice It unpacks punishment's nature and the assumptions that underpin it examines its targets objectives and implications locates punishment and punitivity within their social contexts and aims to unsettle the idea that there is something common sensical necessary and unavoidable about punitive justice Questioning Punishment develops its argument through an innovative structure organised around five central questions what punishment is who punishment's targets and subjects are how punishment is perpetuated and experienced

when and where punishment unfolds and why we punish It ends by considering the implications of this enquiry to understandings of punishment and broader pursuits of justice This book is essential reading for all those engaged with the sociology of punishment and prisons criminal justice and theoretical criminology Truth, Spirituality, and Contemporary Issues Anne Jordan, 2003 This study guide supports the new Nelson Thornes textbook for AQA s GCSE Religious Studies Specification B Containing the key information your students will need on this topic and packed with effective revision techniques it is an invaluable resource for exam preparation It is suitable for both the short course and half the full course

Understanding Justice 2/E Hudson, Barbara, 2003-03-01 This revised and updated edition of a highly successful text provides a comprehensive account of the ideas and controversies that have arisen within law philosophy sociology and criminology about the punishment of criminals Written in a clear accessible style it summarises major philosophical ideas retribution rehabilitation incapacitation and discusses their strengths and weaknesses The Encyclopedia of Theoretical Criminology, 2014-04-07 The Encyclopedia of Theoretical Criminology in zwei Bänden ist zweifelsohne das aktuellste Referenzwerk der theoretischen Kriminologie Fachlich geprägte Beiträge internationaler Experten machen den Leser mit wegweisenden Theorien Konzepten und Schlüsselfiguren vertraut Das Nachschlagewerk präsentiert klassische und zeitgenössische Themen zu den wichtigen Straftatbeständen Zusammenhängen fachspezifische Soziologie Biologie und Psychologie und fachübergreifende Erklärungen zu Kriminalität Kriminalitätsrate und Fragestellungen aus der Rechtssoziologie

**Punishment and Social Structure** Otto Kirchheimer, 2017-09-29 Why are certain methods of punishment adopted or rejected in a given social situation To what extent is the development of penal methods determined by basic social relations The answers to these questions are complex and go well beyond the thesis that institutionalized punishment is simply for the protection of society While today s punishment of offenders often incorporates aspects of psychology psychiatry and sociology at one time there was a more pronounced difference in criminal punishment based on class and economics Punishment and Social Structure originated from an article written by Georg Rusche in 1933 entitled Labor Market and Penal Sanction Thoughts on the Sociology of Criminal Justice Originally published in Germany by the Frankfurt Institute of Social Research this article became the germ of a theory of criminology that laid the groundwork for all subsequent research in this area Rusche and Kirchheimer look at crime from an historical perspective and correlate methods of punishment with both temporal cultural values and economic conditions The authors classify the history of crime into three primary eras the early Middle Ages in which penance and fines were the predominant modes of punishment the later Middle Ages in which harsh corporal punishment and capital punishment moved to the forefront and the seventeenth century in which the prison system was more fully developed They also discuss more recent forms of penal practice most notably under the constraints of a fascist state The majority of the book was translated from German into English and then reshaped by Rusche s co author Otto Kirchheimer with whom Rusche actually had little discussion While the main body of Punishment and Social Structure

are Rusche's ideas Kirchheimer was responsible for bringing the book more up to date to include the Nazi and fascist era Punishment and Social Structure is a pioneering work that sets a paradigm for the study of crime and punishment

*Norbert Elias and Empirical Research* T. Landini, F. Dépelteau, 2014-07-17 Norbert Elias has been recognized as one of the key social scientists of the 20th century at least in sociology political science and history This book will address Norbert Elias's approach to empirical research the use of his work in empirical research and compare him with other theorists

*Existentialist Criminology* Don Crewe, Ronnie Lippens, 2009-01-13 Existentialist Criminology captures an emerging interest in the value of existentialist thought and concepts for criminological work on crime deviance crime control and criminal justice This emerging interest chimes with recent social and cultural developments as well as shifts in their theoretical consideration that are oriented around contingency and unpredictability But whilst these conditions have largely been described and analysed through the lens of complexity theory post structuralist theory and postmodernism there exploration by critical criminologists in existentialist terms offers a richer and more productive approach to the social and cultural dimensions of crime deviance crime control and more broadly of regulation and governance Covering a range of topics that lend themselves quite naturally to existentialist analysis crime and deviance as becoming and will the existential openness of symbolic exchange the internal conversations that take place within criminal justice practices and the contingent and finite character of resistance the contributions to this volume set out to explore a largely untapped reservoir of critical potential

*Hegel's Ethical Thought* Allen W. Wood, 1990-11-30 Hegel's philosophy of society politics and history is exposed to ethical debate on human rights the justification of legal punishment criteria of moral responsibility and authority of individual conscience

*A Treatise on Christian Banking* Morten Bosterud, 2022-08-01 From a moral perspective all banking practice and theory can be seen as value driven Therefore there will be no such thing as value neutral banking activities and the application of Christian ethical and pastoral principles adds insights to the field of banking for all its involved stakeholders This book contributes to the specific scientific discourse of practical theology as this typically appears within the subfields of ethics and pastoral studies Christian ethics and pastoral principles as applied in banking make up a largely neglected area in the wider academic discourse found within practical theology and the research presented in this book contributes new knowledge to the field with particular emphasis on banking practice It is expected that the theories presented herein will be of interest for other scholars not only within the realm of practical theology but also in a cross domain perspective where scholars in a broad field of disciplines may find the research and academic positions of interest Such academic fields would include economics finance business administration sociology history anthropology and perhaps more This expectation may not least be derived from the increasing focus on Corporate Social Responsibility CSR as this has emerged over the last decades within the wider business realm in general whence the world of banking has followed suit Alongside this development an emergence of Islamic banking has been seen which has showed substantial growth and

success      *Crime and Criminal Justice* Ian Marsh, Gaynor Melville, Keith Morgan, Gareth Norris, John Cochrane, 2011-05-09

This book provides students with a comprehensive and engaging introduction to the study of criminology by taking an interdisciplinary approach to explaining criminal behaviour and criminal justice. It is divided into two parts which address the two essential bases that form the discipline of criminology. Part One describes, discusses and evaluates a range of theoretical approaches that have offered explanations for crime. Part Two offers an accessible but detailed review of the major philosophical aims and sociological theories of punishment and examines the main areas of the contemporary criminal justice system.



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