



Political Violence And The Law In Ireland

Brendan O'Leary



Political Violence And The Law In Ireland:

Political Violence and the Law in Ireland Gerard W. Hogan, Clive Walker (Professor), 1989 **Political Violence and the Law in Ireland** Gerard (Lecturer In Law Hogan (Trinity College, D. Dublin, Ireland) Walker, Clive (Lecturer In Law An), Gerard Hogan, Clive Walker, 1990-02-09 Examining the law against political violence in both Northern Ireland and the Republic of Ireland this study analyzes and compares the two jurisdictions in depth Relations between the two are discussed especially with regard to extradition *Bloody Sunday and the Rule of Law in Northern Ireland* D. Walsh, 2000-03-01 Drawing on original research into explosive evidence which had been concealed for twenty five years this book offers a devastating critique of the official Widgery Inquiry into the massacre of innocent and unarmed civilians by British soldiers on Bloody Sunday It exposes the Inquiry as a gross denial of justice and the rule of law Expert analysis of the subordination of law to security policy in Northern Ireland reveals that the Bloody Sunday experience is an integral part of a sustained pattern Belated prospects for a restoration of justice and the rule of law are found in the Good Friday Peace Agreement and the unprecedented establishment of a second Tribunal of Inquiry into Bloody Sunday **Violence, Law and the Impossibility of Transitional Justice** Catherine Turner, 2016-07-07 The field of transitional justice has expanded rapidly since the term first emerged in the late 1990s Its intellectual development has however tended to follow practice rather than drive it Addressing this gap Violence Law and the Impossibility of Transitional Justice pursues a comprehensive theoretical inquiry into the foundation and evolution of transitional justice Presenting a detailed deconstruction of the role of law in transition the book explores the reasons for resistance to transitional justice It explores the ways in which law itself is complicit in perpetuating conflict and asks whether a narrow vision of transitional justice underpinned by a strictly normative or doctrinal concept of law can undermine the promise of justice Drawing on case material as well as on perspectives from a range of disciplines including law political science anthropology and philosophy this book will be of considerable interest to those concerned with the theory and practice of transitional justice *International Law and Armed Conflict* Association for Legal and Social Philosophy (Great Britain). Conference, Anthony Bradney, 1992 United Kingdom Association for Social and Legal Philosophy sixteenth Annual Conference at Leicester 5 7 April 1990 T p Poetry, Politics, and the Law in Modern Ireland Adam Hanna, 2022-09-06 Poetry Politics and the Law in Modern Ireland is a richly detailed exploration of how modern Irish poetry has been shaped by and responded to the laws judgments and constitutions of both of the island s jurisdictions Focusing on poets responses in their writing to such contentious legal issues as partition censorship paramilitarism and the curtailment of women s reproductive and other rights this monograph is the first in the growing field of law and literature to focus exclusively on modern Ireland Hanna unpacks the legal engagements of both major and non canonical poets from every decade between the 1920s and the present day including Rhoda Coghill Austin Clarke Paul Durcan Elaine Feeney Miriam Gamble Seamus Heaney Thomas Kinsella Paula Meehan Julie Morrissy Doireann N Ghr ofa and W B Yeats Poetry from the

time of independence onward has been shaped by two opposing forces. On the one hand the Irish public has traditionally had strong expectations that poets offer a dissenting counter discourse to official sources of law. On the other hand poets have more recently expressed skepticism about the ethics of speaking for others and about the adequacy of art in performing a public role. Hanna's fascinating study illuminates the poetry that arises from these antithetical modern conditions.

The European Convention on Human Rights and the Conflict in Northern Ireland Brice Dickson, 2012-03-15 This book provides the first comprehensive account of the role played by the European Convention on Human Rights during the conflict in Northern Ireland from 1968. Brice Dickson studies the effectiveness of the Convention in protecting human rights in a society wracked by terrorism and deep political conflict, detailing the numerous applications lodged at Strasbourg relating to the conflict and considering how they were dealt with by the enforcement bodies. The book illustrates the limitations inherent in the Convention system but also demonstrates how the European Commission and Court of Human Rights gradually developed a more interventionist approach to the applications emanating from Northern Ireland. In turn this allowed the Convention to become a more secure guarantor of basic rights and freedoms during times of extreme civil unrest and political turmoil elsewhere in Europe. The topics examined include the right to life, the right not to be ill-treated, the right to liberty, the right to a fair trial, the right to a private life, the right to freedom of belief, the right to freedom of expression, the right to freedom of assembly and the right not to be discriminated against. The book argues that while eventually the European Court did use the applications from Northern Ireland to establish important human rights principles, their development was slow and arduous and some gaps in protection still remain. The book illustrates the limits of the European Convention as a tool for protecting human rights in times of crisis.

Ex-Combatants, Gender and Peace in Northern Ireland Azrini Wahidin, 2016-07-27 This book explores the contours of women's involvement in the Irish Republican Army, political protest and the prison experience in Northern Ireland. Through the voices of female and male combatants it demonstrates that women remained marginal in the examination of imprisonment during the Conflict and in the negotiated peace process. However, the book shows that women performed a number of roles in war and peace that placed constructions of femininity in dissent. Azrini Wahidin argues that the role of the female combatant is not given but ambiguous. She indicates that a tension exists between different conceptualisations of societal security where female combatants both fought against societal insecurity posed by the state and contributed to internal societal dissonance within their ethno-national groups. This book tackles the lacunae that has created a disturbing silence and an absence of a comprehensive understanding of women combatants which includes knowledge of their motivations, roles and experiences. It will be of particular interest to scholars of criminology, politics and peace studies.

Terrorism and the Law Clive Walker, 2011-03-03 Terrorism law and legal practice has been politically and socially controversial to a degree beyond almost any other legal issue during the past few years and this analytical text contains extensive analysis of these controversies. Terrorism and the Law offers a thoughtful and up to

date discussion of all the key materials on terrorism law It provides comprehensive coverage of all the major domestic European and international laws and their impact on the UK It also contains an extensive examination of the implementation of these terrorism laws and of the practical issues they raise The book contains three Parts Part I focuses on meanings of terrorism in law and political science It provides the reader with an understanding of the phenomenon and the legal concept including its statutory definitions which is essential to the book's assessment of the strategies and tactics adopted in the codes of laws It also covers normative constraints such as human rights Part II focuses on the United Kingdom law It provides extensive coverage of the major UK terrorism legislation such as the Terrorism Act 2000 the Anti Terrorism Crime and Security Act 2001 the Prevention of Terrorism Act 2005 the Terrorism Act 2006 the Terrorism Northern Ireland Act 2006 the Justice and Security Northern Ireland Act 2007 and the Counter Terrorism Act 2008 It also examines the key laws and rules relating to terrorism policing and legal processes It discusses the meaning of these legislative materials as well as their implementation and includes reference to case law and practice statements from the police and courts Part III reflects the impact of European international and transnational laws and practices covering international transnational cooperation and extradition key European Union law measures against terrorism other international law measures against terrorist activities and international human rights and terrorism

Managing Terrorism and Insurgency Cameron I. Crouch, 2009-09-10 This book examines how governments can weaken the regenerative capabilities of terrorist and insurgent groups The exploration of this question takes the form of a two tier examination of three insurgent actors whose capacity to regenerate weakened in the past the Front de lib ration du Qu bec FLQ of Canada the Movimiento de Liberaci n Nacional Tupamaros MLN T of Uruguay and the Provisional Irish Republican Army PIRA of Northern Ireland during the mid 1970s At the first level of its examination the book investigates the extent to which the regenerative capacities of the FLQ MLN T and PIRA weakened because of an increase in attrition and a decrease in recruitment The primary objectives of this analysis are to uncover whether a declining intake of recruits played a lesser equal or greater role than a burgeoning loss of personnel in weakening the capacities to regenerate of the three insurgent actors and in turn to shed greater light on the broader validity of the prevailing view in conflict studies that a decrease in recruitment is more important than an increase in attrition in effecting the corrosion of an insurgent actor's capacity to regenerate At the second level of its exploration the book assesses the effectiveness of five of the most prominent policy prescriptions in the literature and insurgent recruitment and attrition ameliorating grievances selective repression discrediting insurgent ideology improving intelligence collection and restricting civil liberties This book will be of much interest to students of terrorism and counter terrorism conflict studies strategic studies and security studies in general Cameron Crouch is currently an Analyst at Allen Consulting Group an Australian economics and public policy consulting firm He has a PhD from the Strategic and Defence Studies Centre at The Australian National University

Ireland Business Law Handbook Volume 1 Strategic Information and Basic Laws IBP

USA,2013-08 Ireland Business Law Handbook Strategic Information and Basic Laws **Western Responses to Terrorism**

Ronald D. Crelinsten,Alex P. Schmid,2012-11-12 This volume combines case studies of national responses to terrorism with analyses of conceptual political economic and data collection problems surrounding the control of terrorism in democratic societies over the last 25 years **Human Rights, Equality and Democratic Renewal in Northern Ireland** Colin Harvey,2001-03-26 Recent developments in Northern Ireland have correctly been described as historic While the future of constitutional change is by no means certain events merit close scrutiny The Good Friday Agreement 1998 marked a significant departure from incrementalism and thus with the dominant logic of British constitutionalism The Agreement is in essence a constitutional promise anchored in clear normative principles Although several aspects of the Agreement are in operation there is no guarantee that this new form of constitutionalism will work However the foundations of the settlement are clear The building blocks reflect a strong commitment to human rights equality and democratic renewal which encompasses a multiplicity of overlapping relationships This book examines several key aspects of this complex picture Developments in Northern Ireland have attracted a large measure of international interest Reflecting this the contributors demonstrate the links to current controversies in constitutional and human rights law scholarship At a time when there is much consideration of constitutional change in the UK and beyond the intention is to offer a collection that both describes the changing legal and political landscape in Northern Ireland and one which provides a significant contribution to current debates on constitutionalism **Policing and Combating Terrorism in Northern Ireland** Neil Southern,2018-04-12 This book explores the challenges of combating terrorism from a policing perspective using the example of the Royal Ulster Constabulary GC RUC in Northern Ireland The RUC was in the frontline of counter terrorism work for thirty years of conflict during which time it also provided a normal policing service to the public However combating a protracted and vicious terrorist campaign exacted a heavy price on the force Importantly the book addresses a seriously under researched theme in terrorism studies namely the impact of terrorism on members of the security forces Accordingly the book examines how officers have been affected by the conflict as terrorists adopted a strategy which targeted them both on and off duty This resulted in a high percentage of officers being killed whilst off duty sometimes in the company of their wives and children The experience of officers wives is also documented thus highlighting the familial impact of terrorism Generally speaking the victims of terrorist attacks have received scant scholarly attention which has resulted in victims experiences being little understood This piece of work casts a specific and unique light on the nature of victimhood as it has been experienced by members of this branch of the security forces in Northern Ireland *Terrorism, Law and Policy* David Lowe,2022-04-25

Terrorism Law and Policy A Comparative Study is a textbook offering a comparative study of the terrorism related legislation policy and practice introduced from international governmental bodies such as the UN and the European Union and individual states with a focus on Australia Canada New Zealand the UK and the US It offers a uniquely legal perspective on

key themes relating to terrorism and security This new edition is brought fully up to date with the ever changing developments in terrorist activity as well as in states approaches to anti terrorism legislation and policy It includes new chapters on the far right and extreme far right cause one on offering a comparative study of the anti terrorism policies of states and international bodies and the role of international and national counter terrorism agencies planning and preparing acts of terrorism and a new chapter on freedom of expression hate crime and proscribing groups as terrorist organisations Terrorism Law and Policy A Comparative Study is ideally suited for terrorism and security modules at undergraduate and postgraduate levels and will also be of interest to practitioners working on the legal aspects of these areas *A Treatise on Northern Ireland, Volume I* Brendan O'Leary, 2019-04-04 This first volume in *A Treatise on Northern Ireland* illuminates how British colonialism shaped the formation and political cultures of what became Northern Ireland and the Irish Free State Contrasting colonial and sectarianized accounts of modern Irish history Brendan O Leary shows that a judicious meld of these perspectives provides a properly political account of direct and indirect rule and of administrative and settler colonialism The British state incorporated Ulster and Ireland into a deeply unequal Union after four re conquests over two centuries had successively defeated the Ulster Gaels the Catholic Confederates the Jacobites and the United Irishmen and their respective European allies Founded as a union of Protestants in Great Britain and Ireland rather than of the British and the Irish nations the colonial and sectarian Union was infamously punctured in the catastrophe of the Great Famine The subsequent mobilization of Irish nationalists and Ulster unionists and two republican insurrections amid the cataclysm and aftermath of World War I brought the now partly democratized Union to an unexpected end aside from a shrunken rump of British authority baptized as Northern Ireland Home rule would be granted to those who had claimed not to want it after having been refused to those who had ardently sought it The failure of possible federal reconstructions of the Union and the fateful partition of the island are explained and systematically compared with other British colonial partitions Northern Ireland was invented in accordance with British interests to resolve the hereditary animosities between the descendants of Irish natives and British settlers in Ireland In the long run the invention proved unfit for purpose Indispensable for explaining contemporary institutions and mentalities this volume clears the path for the intelligent reader determined to understand contemporary Northern Ireland

Pax Britannica: British Counterinsurgency In Northern Ireland, 1969-1982

Montgomery McFate, 2014-12-22 British forces conducted operations short of war in Northern Ireland for twenty five years yet they were unable to defeat the Provisional Irish Republican Army PIRA In this heretofore unpublished dissertation from 1994 McFate identifies how certain cultural legal and political factors contributed to the longevity of violence in Northern Ireland Viewing counterinsurgency as a self reproducing cultural system with its own complex logic McFate argues that limitations on violence prescribed by the counterinsurgency principle of minimum force paradoxically resulted in a very high degree of sustainability of conflict Certain other factors such as emergency security legislation reverence of military

competence and geo strategic compression of violence within a cordon sanitaire enabled normalization and reproduction of the conflict In opposition to this order the 1981 Republican hungerstrikes used the silence of the body to incriminate the state embodying a resistance to the war system of counterinsurgency

Terrorist Informers in Northern Ireland

Samantha Newbery, 2024-10-21 By using informers to provide intelligence on terrorism the security and intelligence agencies who handle them gain knowledge of their offences Charges may then be brought against them provided evidence supports this course of action But if imprisoned an informer no longer has access to the time sensitive potentially life saving intelligence they once had There is therefore a tension between continuing to use an informer to provide intelligence on terrorism and upholding the law This tension is at the heart of this book *Terrorist Informers in Northern Ireland* analyses prominent terrorist informers such as Agent Stakeknife and lesser known examples who collectively were active throughout Northern Ireland from the 1970s to the present It looks at both those involved with republican groups and with loyalist groups and also those working for the police the armed forces and MI5 Valuable pieces of the puzzle are unearthed in sources such as court judgments official reports and in interviews conducted by the author The book also analyses the way successive governments the police the armed forces and MI5 have addressed the regulation of terrorist informers involvement in criminality as well as allegations of collusion between informers on one hand and the security and intelligence agencies on the other Accordingly the book also assesses the varied retrospective investigations into the use of terrorist informers and therefore the competing needs for secrecy and transparency As Samantha Newbery's research here shows although there is a tension between intelligence and the law this can be successfully navigated

Law And Justice Review

23 Türkiye Adalet Akademisi, *Media Law in Ireland* Marie McGonagle, Sharon McLaughlin, Tarlach McGonagle, 2018-04-19 Derived from the renowned multi volume International Encyclopaedia of Laws this analysis of media law in Ireland surveys the massively altered and enlarged legal landscape traditionally encompassed in laws pertaining to freedom of expression and regulation of communications Everywhere a shift from mass media to mass self communication has put enormous pressure on traditional law models An introduction describing the main actors and salient aspects of media markets is followed by in depth analyses of print media radio and television broadcasting the Internet commercial communications political advertising concentration in media markets and media regulation Among the topics that arise for discussion are privacy cultural policy protection of minors competition policy access to digital gateways protection of journalists sources standardization and interoperability and liability of intermediaries Relevant case law is considered throughout as are various ethical codes A clear comprehensive overview of media legislation case law and doctrine presented from the practitioner's point of view this book is a valuable time saving resource for all concerned with media and communication freedom Lawyers representing parties with interests in Ireland will welcome this very useful guide and academics and researchers will appreciate its value in the study of comparative media law

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