

Punishment and Social Control in Historical Perspective FREE

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Summary

Punishment has historically functioned as a key factor of social control. At different times, its mechanisms, techniques, and purposes have varied significantly, changing the authority and legitimacy of those who have sought to shape and govern a social order. The sociological notion of social control elaborated at the beginning of the 20th century refers to multiple elements that cannot simply be reduced to law, criminal law in particular. However, especially after the revisionist turn of the 1970s, the idea of social control as a coercive response to deviant behaviors through penal and institutionalized mechanisms has made inroads into research on the history of criminal justice. At first, the origins and development of prisons in late modernity as models of punishment in place of medieval corporal chastisements were scrutinized. The penal shift from the body to the soul, beneath its rhetoric of rationalization and humanization, was driven by conscious projects for controlling and disciplining a changing society by means of institutions of confinement. Although this interpretation was occasionally criticized, it contributed to the development of a critical historical analysis of criminal law in which the notion of social control can be profitably applied to the study of different periods and features of the penal apparatus. A first example is the age of medieval *ius commune* (12th–16th centuries), when emergent sovereign entities characterizing the pluralistic political scenario before the formations of modern states extensively resorted to a strategic use of criminal law to impose their hegemonic powers. A second case is penal modernism. In the last decades of the 19th century, when state monopolies of violence were undisputed and imprisonment was largely imposed, criminological positivism brought about a rethinking of the rationale of punishment based on the idea of social defense, which also implied a reconceptualization of criminal law as a means of social control.

Keywords: punishment, social control, social defense, inquisitorial procedure, criminological positivism

Subjects: History and Politics, Politics, Law, Judiciary

Introduction: Historical Variants of Criminal Justice as an Instrument of Social Control

The notion of social control was elaborated and widely discussed by sociologists at the beginning of the 20th century as a conceptual tool to describe and understand the formation of social order and its function (Gurvitch, 1945). Its meaning varied historically (Innes, 2003, pp. 15–31) and affected different disciplines. According to Roscoe Pound (1942, pp. 20, 24–25), “in the modern world law has become the paramount agency of social control” and “today social control is primarily the function of the state and is exercised through law.” Although this account overemphasizes the role of the law, it has the merit of clearly framing two points that were deeply investigated in the 1970s, namely, the crucial combination of growing state power and its exploitation of penal mechanisms as tools of social control. The revisionist turn in the

Punishment And Social Control

**Kate Herrity, Bethany E. Schmidt, Jason
Warr**

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Punishment and Social Control Thomas G. Blomberg, Stanley Cohen, 2003 While crime law and punishment are subjects that have everyday meanings not very far from their academic representations social control is one of those terms that appear in the sociological discourse without any corresponding everyday usage This concept has a rather mixed lineage After September 11 has become a slogan that conveys all things to all people but carries some very specific implications on interrogation and civil liberties for the future of punishment and social control The editors hold that the already pliable boundaries between ordinary and political crime will become more unstable national and global considerations will come closer together domestic crime control policies will be more influenced by interests of national security measures to prevent and control international terrorism will cast their reach wider to financial structures and ideological support the movements of immigrants refugees and asylum seekers will be curtailed and criminalized taken for granted human rights and civil liberties will be restricted In the midst of these dramatic social changes hardly anyone will notice the academic field of punishment and social control being drawn closer to political matters Criminology is neither a pure academic discipline nor a profession that offers an applied body of knowledge to solve the crime problem Its historical lineage has left an insistent tension between the drive to understand and the drive to be relevant While the scope and orientation of this new second edition remain the same in recognition of the continued growth and diversity of interest in punishment and social control new chapters have been added and several original chapters have been updated and revised

Histories of Punishment and Social Control in Ireland Lynsey Black, Louise Brangan, Deirdre Healy, 2022-08-23 This volume contains an Open Access Chapter Leading scholars on Irish penal history and theory explore trends and debates that have surrounded patterns of punishment in Ireland since the formation of the State and foreground often absent perspectives in criminology and punishment

Punishment in America Michael Welch, 1999-08-18 Michael Welch's book is an invitation to think It is an invitation to grow intellectually and critically as a consumer of crime policy and an observer of the American scene Written by a scholar who has dedicated his work to uncovering the hidden ironies of formal crime policy this is a collection of essays of depth and significance Those who read it will be challenged and those who engage with the challenges contained within these pages will have their views of the realities of penal policy changed deepened and made more honest more complete More true from the Foreword by Todd R Clear Florida State University Punishment in America offers readers a critical examination of the so called back end of the criminal justice system namely incarceration The book integrates various levels of analysis ranging from the macrosociological aspects of punishment to the meso organizational and micro individual dimensions of imprisonment The overarching themes of Punishment in America are social control and the ironic effects of incarceration In an effort to reduce crime the criminal justice system ironically produces various self defeating measures Moreover these pitfalls in current correctional policy and practice which neglect fundamental social inequality merely

compound the problem of crime **Punishment and Social Control** Stanley Cohen, Thomas G. Blomberg, 2017 While crime law and punishment are subjects that have everyday meanings not very far from their academic representations social control is one of those terms that appear in the sociological discourse without any corresponding everyday usage This concept has a rather mixed lineage After September 11 has become a slogan that conveys all things to all people but carries some very specific implications on interrogation and civil liberties for the future of punishment and social control The editors hold that the already pliable boundaries between ordinary and political crime will become more unstable national and global considerations will come closer together domestic crime control policies will be more influenced by interests of national security measures to prevent and control international terrorism will cast their reach wider to financial structures and ideological support the movements of immigrants refugees and asylum seekers will be curtailed and criminalized taken for granted human rights and civil liberties will be restricted In the midst of these dramatic social changes hardly anyone will notice the academic field of punishment and social control being drawn closer to political matters Criminology is neither a pure academic discipline nor a profession that offers an applied body of knowledge to solve the crime problem Its historical lineage has left an insistent tension between the drive to understand and the drive to be relevant While the scope and orientation of this new second edition remain the same in recognition of the continued growth and diversity of interest in punishment and social control new chapters have been added and several original chapters have been updated and revised Provided by publisher Visions of Social Control Stanley Cohen, 1985-01-01 6 Visions of order *The Handbook of Social Control* Mathieu Deflem, 2019-01-11 The Handbook of Social Control offers a comprehensive review of the concepts of social control in today's environment and focuses on the most relevant theories associated with social control With contributions from noted experts in the field across 32 chapters the depth and scope of the Handbook reflects the theoretical and methodological diversity that exists within the study of social control Chapters explore various topics including theoretical perspectives institutions and organizations law enforcement criminal justice agencies punishment and incarceration surveillance and global developments This Handbook explores a variety of issues and themes on social control as being a central theme of criminological reflection The text clearly demonstrates the rich heritage of the major relevant perspectives of social control and provides an overview of the most important theories and dimensions of social control today Written for academics undergraduate and graduate students in the fields of criminology criminal justice and sociology The Handbook of Social Control is an indispensable resource that explores a contemporary view of the concept of social control *Sensory Penalties* Kate Herrity, Bethany E. Schmidt, Jason Warr, 2021-02-08 Sensory Penalties reflects an explosion in explorations of the sensory and disrupts conventional expectations of both form and focus by expanding anthropological practices and craft into the field of criminology and criminological research **Inequality, Crime, And Social Control** George S Bridges, 2018-10-08 This book brings together the most recent advances in theory and research on the relationship between

social inequality and the control of criminal behavior exploring the ways in which social class race gender and age shape societal and organizational responses to crime **Punishment** Christine T. Sistare, 1996 Punishment Social Control and Coercion is a collection of essays which address the history present meaning and prospective implications of legal punishment at the millennium The authors draw on expertise in various fields including philosophy psychology semiotics sociology criminology feminist theory and law The essays range in focus from discussion of justificatory theories to normative analyses of specific problems in penal practice to postmodern critiques of both theory and practice The insights provided and questions raised in these timely essays are of particular interest in light of current debates about increasing reliance on penal responses to social concerns Punishment and Social Control Thomas G. Blomberg, Stanley Cohen, 2003 While crime law and punishment are subjects that have everyday meanings not very far from their academic representations social control is one of those terms that appear in the sociological discourse without any corresponding everyday usage This concept has a rather mixed lineage After September 11 has become a slogan that conveys all things to all people but carries some very specific implications on interrogation and civil liberties for the future of punishment and social control The editors hold that the already pliable boundaries between ordinary and political crime will become more unstable national and global considerations will come closer together domestic crime control policies will be more influenced by interests of national security measures to prevent and control international terrorism will cast their reach wider to financial structures and ideological support the movements of immigrants refugees and asylum seekers will be curtailed and criminalized taken for granted human rights and civil liberties will be restricted In the midst of these dramatic social changes hardly anyone will notice the academic field of punishment and social control being drawn closer to political matters Criminology is neither a pure academic discipline nor a profession that offers an applied body of knowledge to solve the crime problem Its historical lineage has left an insistent tension between the drive to understand and the drive to be relevant While the scope and orientation of this new second edition remain the same in recognition of the continued growth and diversity of interest in punishment and social control new chapters have been added and several original chapters have been updated and revised

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Table of Contents Punishment And Social Control

1. Understanding the eBook Punishment And Social Control
 - The Rise of Digital Reading Punishment And Social Control
 - Advantages of eBooks Over Traditional Books
2. Identifying Punishment And Social Control
 - 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 Punishment And Social Control
 - User-Friendly Interface
4. Exploring eBook Recommendations from Punishment And Social Control
 - Personalized Recommendations
 - Punishment And Social Control User Reviews and Ratings
 - Punishment And Social Control and Bestseller Lists
5. Accessing Punishment And Social Control Free and Paid eBooks
 - Punishment And Social Control Public Domain eBooks
 - Punishment And Social Control eBook Subscription Services
 - Punishment And Social Control Budget-Friendly Options
6. Navigating Punishment And Social Control eBook Formats

- ePub, PDF, MOBI, and More
- Punishment And Social Control Compatibility with Devices
- Punishment And Social Control Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Punishment And Social Control
 - Highlighting and Note-Taking Punishment And Social Control
 - Interactive Elements Punishment And Social Control
- 8. Staying Engaged with Punishment And Social Control
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Punishment And Social Control
- 9. Balancing eBooks and Physical Books Punishment And Social Control
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Punishment And Social Control
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine Punishment And Social Control
 - Setting Reading Goals Punishment And Social Control
 - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Punishment And Social Control
 - Fact-Checking eBook Content of Punishment And Social Control
 - 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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