

Canadian
Studies in
Criminology

Sentencing as a Human Process

John Hogarth

Sentencing As A Human Process Canadian Studies In Criminology 1

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Sentencing As A Human Process Canadian Studies In Criminology 1:

The Ordering of Justice Patricia M. Baranek, Richard V. Ericson, 1982-01-01 From the point of his arrest through to the final disposition of his case the authors follow the accused as he proceeds through the criminal control system They draw a picture of one who is dependent upon the orders and decisions of the police crown attorney defence lawyer and judge and not a defendant with significant autonomy Substudies conducted under a program of the Centre of Criminology provide empirical material on patrol police detectives crown attorneys and defence lawyers and are complemented by the authors own interviews of accused persons They produce a unique picture of the person who stands accused unlike the official agents who are regular and experienced participants in the criminal process the accused is a one shot player As a dependant he is subject to the orders and decisions of the official criminal control agents he fails to exercise what appear externally as his formal rights because the apparent costs exceed the advantages He complies with police searches fails to remain silent fails to call a third party gives a statement often does not obtain a lawyer routinely accepts his lawyer s advice rarely demands a trial often remains silent in court and very rarely considers an appeal The ordering which the accused meets out of court is reproduced in the public forum of the court Through the display of formal legal rationality there and in the belief that matters could have been a lot worse he experiences the majesty justice and mercy of the criminal process and in turn accords legitimacy to the actions taken against him The authors discuss prospects for changing the criminal process and conclude that the range of reforms that have been advocated and sometimes implemented does not lead to an alteration of the accused s position within the ordering of justice because the system is not truly adversarial Rather it serves the interests of the state in ordering the population as well as professional interests of those who man the system Canadian Journal of Criminology and Corrections ,1971 *Reproducing Order* Richard V. Ericson, University of Toronto. Centre of Criminology, 1982-01-01 Professor Ericson and his colleagues followed the work of patrol officers in a large Canadian regional police force From their direct observations comes a wealth of information quantitatively assembled and qualitatively discussed with insights into the nature of policing This book reveals that the police are not mere referees of our legal lives blowing the whistle on our infractions They are censors of certain types of possibly wrong actions They are selective in their invocation of criminal law and use the law artfully to restore settings to orderliness Ericson emphasizes the routine manner in which the patrol officer intervenes and gains compliance from the citizenry He demonstrates that when the criminal process is invoked the police maintain fundamental control over the court outcome Using these findings he addresses basic questions about the role of police in relation to crime and how it is produced literally by the patrol officer Crime is also seen as the primary basis of police legitimacy which in turn enables the police to engage in broad surveillance and information gathering The author s conclusions about the nature of policing and his discussion of the implications of proposals for reform of police will generate better informed deliberation in political and public decision making and in the general study of sociological theory

Rapport Du Groupe D'etude Sur la Mise en Liberte Des Detenus Canada. Task Force on Release of Inmates,1973

The Publishers Weekly ,1972

Canadiana ,1974

Sentencing, Public Opinion, and Criminal Justice

,2025-01-16 This volume celebrates the achievements of Julian V Roberts KC Hon Emeritus Professor of Criminology at the University of Oxford over forty years of scholarship To mark his extraordinary influence on sentencing and criminal justice on the global stage the contributors a mix of international scholars and members of the judiciary present a collection of themed essays in his honour Roberts is a leading academic authority on sentencing theory policy and practice in common law jurisdictions and his work has made a landmark contribution to the analysis and development of sentencing worldwide His work is innovative and inspired known for identifying core challenges and defining research needs before they become central to criminal justice agendas A distinguished group of authors engage in an interdisciplinary appreciation of Roberts work in three distinct domains fundamentals of sentencing and penal theory sentencing policy and penal practice and public opinion and criminal justice Drawn from seven jurisdictions the authors offer fresh insight into Roberts past accomplishments as well as the future of the field that he continues to shape Together they demonstrate a collective commitment to advancing Roberts lifelong project of normative comparative and empirical engagement with questions of crime and justice The Life-Course of Serious and Violent Youth Grown Up Evan McCuish,Patrick Lussier,Raymond Corrado,2021-06-30 The Life Course of Serious and Violent Youth Grown Up addresses significant gaps in the literature on youth involved in chronic serious and violent offending Through longitudinal research and a long follow up into adulthood it challenges common perceptions about offending outcomes Using theoretically grounded methodologically sophisticated and empirically driven research this book culminates 20 years of data emerging from the Incarcerated Serious and Violent Young Offender Study ISVYOS Initiated in 1998 to understand the origins of serious and violent youth offending it follows 1 719 formerly incarcerated youth through adulthood and offers a contemporary perspective to questions about chronic offending in adolescence and social and offending outcomes in adulthood The authors provide a theoretically framed examination of new findings from the ISVYOS regarding participants justice system involvement from onset to persistence to desistance Most participants experienced continued involvement in the justice system in adulthood However contrary to past literature ISVYOS findings challenge static descriptions of chronic offending and notions of the youth super predator ISVYOS findings also challenge assertions that experiences and risk factors in childhood and adolescence are not informative of adult justice system involvement Together the findings call for a more humanistic approach that recognizes that the complex lives of individuals formerly incarcerated in adolescence implies that desistance does not happen by default This book will be of great interest to scholars researchers and students of forensic psychology developmental and life course criminology youth justice and violent crime **Contemporary Challenges to Criminal Justice** Paul Behrens,2023-12-28 This study provides a critical examination of seminal issues within the main areas of criminal justice its theoretical framework domestic and

comparative criminal justice transnational and international criminal law Exploring some of the most interesting challenges arising in these fields it examines the impact of public morality on sentencing policy murder and the mandatory life sentence genocide and the notion of magnitude and incitement to terrorism Taking an approach that is fully integrated in contemporary criminal justice scholarship it offers a diverse and expert perspective With a comprehensive introduction and conclusion drawing the various strands together it offers a rigorous coherent overview of the key issues in play in contemporary international criminal justice This diversity and expertise ensures its appeal to a large audience of students scholars and practitioners of criminal justice around the world *Punishment and Process in International Criminal Trials* Ralph Henham, 2017-03-02 International sentencing has become significant given the numerous events on the world stage which have focused attention on the justifications and adequacy of punishment for heinous crimes such as genocide and crimes against humanity In addition to providing a detailed evaluation of the philosophical and theoretical difficulties raised by this rapidly developing area of international criminal justice this book provides an integrated socio legal analysis of the law and process of international sentencing It considers the rationale and development of international sentencing structures and processes the nature and scope of legal and procedural constraints on decision making as well as access to justice and rights issues The book discusses sentencing within the context of international criminal law and examines internationalized trial processes and alternative mechanisms for resolution In seeking to comprehend the punishment of international crimes through the comparative contextual analysis of trial processes it challenges our present understanding of how and why particular sentencing outcomes are produced and the perceived legitimacy of international trial justice

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