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Regulatory Craft

Tom Christensen, Per Lægreid



Regulatory Craft:

The Regulatory Craft Malcolm K. Sparrow, 2011-01-01 The Regulatory Craft tackles one of the most pressing public policy issues of our time the reform of regulatory and enforcement practice Malcolm K Sparrow shows how the vogue prescriptions for reform centered on concepts of customer service and process improvement fail to take account of the distinctive character of regulatory responsibilities which involve the delivery of obligations rather than just services In order to construct more balanced prescriptions for reform Sparrow invites us to reconsider the central purpose of social regulation the abatement or control of risks to society He recounts the experiences of pioneering agencies that have confronted the risk control challenge directly developing operational capacities for specifying risk concentrations problem areas or patterns of noncompliance and then designing interventions tailored to each problem At the heart of a new regulatory craftsmanship according to Sparrow lies the central notion pick important problems and fix them This beguilingly simple idea turns out to present enormously complex implementation challenges and carries with it profound consequences for the way regulators organize their work manage their discretion and report their performance Although the book is primarily aimed at regulatory and law enforcement practitioners it will also be invaluable for legislators overseers and others who care about the nature and quality of regulatory practice and who want to know what kind of performance to demand from regulators and how it might be delivered It stresses the enormous benefit to society that might accrue from development of the risk control art as a core professional skill for regulators

Offshore Finance Hilton McCann, 2006-11-16 It is estimated that up to sixty percent of the world's money may be located offshore where half of all financial transactions are said to take place however there is a perception that secrecy about offshore is encouraged to obfuscate tax evasion and money laundering McCann provides a detailed analysis of the global offshore environment outlining the extent of the information available and how that information might be used in assessing the quality of individual jurisdictions as well as examining whether some of the perceptions about offshore are valid He analyses the ongoing work of the Financial Stability Forum the Financial Action Task Force the International Monetary Fund the World Bank and the Organisation for Economic Cooperation and Development The book also offers some suggestions as to what the future might hold for offshore finance

Understanding Regulation Robert Baldwin, Martin Cave, Martin Lodge, 2012 An introduction to the practical and theoretical issues that are central to the study of regulation which a particular focus on contested areas and how they are dealt with

Hybrid Public Policy Innovations Mark Fabian, Robert Breunig, 2018-03-12 Political discourse in much of the world remains mired in simplistic ideological dichotomies of market fundamentalism for efficiency versus substantial socialism for equity Contemporary public policy design is far more sophisticated It blends market government and community tools to simultaneously achieve both equity and efficiency Unlike in the twentieth century this design is increasingly grounded in a deep evidence base derived by way of rigorous empirical techniques A new paradigm is emerging hybrid policies This volume provides a thorough

introduction to this technical side of public policy analysis and development It demonstrates that it is possible to go beyond ideology and find there some powerful answers to our most pressing problems An international team of experts many of whom have experience with the design or implementation of hybrid policies helps cover the behavioural institutional and regulatory theories that inform the choice of policy objectives and lead the initial conception of solutions They explain the reasons why we need evidence based public policy and the state of the art empirical techniques involved in its development And they analyse a range of in depth case studies from industrial relations to health care to illustrate how hybrids can intermingle the strengths of governments markets and the community to combat the weaknesses of each and arrive at bipartisan outcomes Hybrid Public Policy Innovations is geared to scholars and practitioners of public policy administration and management who desire to understand the analytical reasons why policies are designed the way they are and the purpose of evidence gathering frameworks attached to policies at implementation

The Character of Harms Malcolm K. Sparrow, 2008-04-17 How should we deal with societal ills such as crime poverty pollution terrorism and corruption The Character of Harms argues that control or mitigation of bad things involves distinctive patterns of thought and action which turn out to be broadly applicable across a range of human endeavors and which need to be better understood Malcolm Sparrow demonstrates that an explicit focus on the bads rather than on the countervailing goods safety prosperity environmental stewardship etc can provide rich opportunities for surgically efficient and effective interventions an operational approach which he terms the sabotage of harms The book explores the institutional arrangements and decision frameworks necessary to support this emerging operational model Written for reflective practitioners charged with risk control responsibilities across the public private and non governmental sectors The Character of Harms makes a powerful case for a new approach to tackling the complex problems facing society

The Oxford Handbook of Public Policy Michael Moran, Martin Rein, Robert E. Goodin, 2008-06-12 This is part of a ten volume set of reference books offering authoritative and engaging critical overviews of the state of political science This work explores the business end of politics where theory meets practice in the pursuit of public good

The UN Guiding Principles on Business and Human Rights Radu Mares, 2011-12-09 The issue of corporate responsibilities has had a tumultuous history at the United Nations When the Human Rights Council unanimously endorsed John Ruggie s Guiding Principles in June 2011 it was the first time that the UN stated authoritatively its expectations in the area of business and human rights This volume captures this special moment in time a moment of taking stock of a successfully concluded UN Special Representative mandate 2005 2011 and of preparing for the massive task of following up with more operational guidance effective governance mechanisms and sound theoretical treatments The 12 chapters in this collection offer an in depth analysis of Ruggie s reports with a special emphasis on regulatory and governance issues surrounding corporate responsibility How does international human rights law handle corporations Are we beginning to grasp the complexities and impacts of financial markets on human rights What kind of

corporate due diligence can make supply chains more socially sustainable Why should parent companies act when their affiliates infringe rights What is the potential of national human rights institutions in the area of business and human rights What is the role of states and law in the social change process promoted by the corporate responsibility movement How do we orchestrate polycentric governance regimes to ensure respect for human rights Academics and practitioners policymakers business executives civil society activists and legal professionals will find this collection useful as they embark on the difficult but exciting journey of refining and contextualising Ruggie's foundational work

Corporations and Disability Rights Neha Pathakji, 2018-05-08 The emergence of a decentralized fragmented and low cost Internet opened up possibilities for persons with disabilities to lead an independent and inclusive life which had been denied to them in the physical world The virtual world unlike the physical world was presumed to be devoid of physical social and attitudinal barriers that have historically led to the marginalization and exclusion of persons with disabilities Yet with advancement in technology concerns of persons with disabilities to access the Internet were relegated to the background Since the Internet is largely dominated by corporations this digital divide cannot be bridged without questioning their role and corporations as gatekeepers of the virtual world need to proactively engage in dismantling barriers to accessing the Internet Corporations and Disability Rights engages with the contemporary discourse on the nature of the right to access the Internet and contextualizes this right within the framework of emerging disability rights jurisprudence This book explores the interplay between human rights of persons with disabilities and corporate obligation in a technologically advanced society It argues that under disability rights jurisprudence the right to access the Internet is a human right and not merely an enabling right It bridges the existing normative and regulatory gaps for the effective realization of the right to access the Internet

The War Against Regulation Phillip J. Cooper, 2009 A concise survey and analysis of presidential attempts over the last thirty years by Democrats and Republicans alike to dismantle the regulatory state that first appeared under FDR Argues that the war against regulation failed and that its excesses remind us of the value and proper role of regulation in American government

Housing Great Britain. Law Commission, 2008 This report completes the Law Commission's programme of work on the reform and modernisation of housing law and practice Earlier reports were 1 Renting homes Law Com 297 Cm 6781 ISBN 9780101678124 and 2 Housing proportionate dispute resolution Law Com 309 Cm 7377 ISBN 9780101737722 The focus of this report is the private rented sector specifically the repair and maintenance of the property and harassment and unlawful eviction It builds on the consultation paper on this topic 2007 Consultation paper 181 ISBN 9780117037816 Part 1 sets out the background and part 2 considers the case for change Part 3 reviews the history of regulation The options for change outlined in the discussion paper are rehearsed in part 4 and part 5 sets out the conclusions drawn by the Commission from the responses to that paper which are detailed in appendix B Part 6 sets out the recommendations for reform The review offers the prospect of a new regulatory approach that will be of significant social benefit Implementation

of the recommendations in Renting homes would contribute to the understanding of both landlords and occupiers of their mutual legal rights and responsibilities and encourage responsible renting Smart regulation is proposed involving much greater self regulation by the sector the establishment of housing standards monitors and codes of practice for housing management practice and letting agents The recommendations set out a series of affordable and proportionate measures that by enhancing self regulation will improve the management of the private rented sector *Patient Safety First* Paul

Dugdale,2020-07-29 Each year more people die in health care accidents than in road accidents Increasingly complex medical treatments and overstretched health systems create more opportunities for things to go wrong and they do Patient safety is now a major regulatory issue around the world and Australia has been at its leading edge Self regulation by professional and industry groups is now widely regarded as insufficient and government is stepping in In Patient Safety First leading experts survey the governance of clinical care Framed within a theory of responsive regulation core regulatory approaches to patient safety are analysed for their effectiveness including information systems corporate and public institution governance models the design of safe systems the role of medical boards open disclosure and public inquiries Patient Safety First includes chapters by Bruce Barraclough John Braithwaite Stephen Duckett and Ian Freckleton SC It is essential reading for all medical and legal professionals working in patient safety as well as readers in public health health policy and governance

Improving Health Care Safety and Quality Judith Healy,2016-05-13 Responding to the public concern caused by recent hospital scandals and accounts of unintended harm to patients this author draws on her experience of analysing the health care systems of over a dozen countries and examines whether greater regulation has increased patient safety and health care quality The book adopts a new approach to mapping developments in health care systems in Europe North America and Australia and pieces together evidence of which regulatory strategies and mechanisms work well to ensure safer patient care It identifies the regulatory bodies the regulatory principles and the implementation strategies adopted to improve governance in health care systems and suggests a conceptual framework for responsive regulation The book will be of interest to government actors health care professionals and medico legal scholars **Regulation and Criminal Justice**

Hannah Quirk,Toby Seddon,Graham Smith,2010-12-23 While regulatory institutions and strategies have been the subject of increasing academic attention there has been limited application of regulatory theories to criminal justice scholarship This collection of essays from a range of outstanding international scholars adopts a critical inter disciplinary approach providing an innovative application of regulatory theory to the practice of criminal justice and offering suggestions for further research Part I explores the aims and values of criminal justice and other regulatory networks and the synergies and tensions between these fields Part II examines criminal justice as a regulatory force to control deviant and anti social behaviour and Part III examines the regulation and oversight of criminal justice through the operation of prison inspectorates and explores notions of responsive justice *Biopesticides* David Chandler,Wyn P. Grant,Justin Greaves,2010 This book contains 8 chapters

focusing on the current state and challenges in regulation economic analysis policy making and technology innovation adoption that affects the acceptability and wider use of biopesticides in the integrated management of agricultural pests

Taming the Corporation Robert Baldwin, Martin Cave, 2020-11-19 Virtually all enterprises are regulated Regulation is crucial not only to economic success but also to protecting consumer worker environmental and other interests Yet it is often considered a tiresome interference with entrepreneurial activity This negative vision is unhelpful in addressing business and other needs for productive forms of regulation Taming the Corporation offers an alternative positive vision of regulation It stresses the role of good regulation in allowing businesses to flourish serve markets effectively and respect broader interests This perspective paves the way for more productive regulatory designs It looks at the characteristics of good regulation and provides businesses consumers and citizens with the arguments that will enable them to push for regulatory controls that serve their needs Understandings of regulation are served by looking at the potentially positive roles of control strategies ranging from command laws to nudges This book not only discusses regulatory theory but also uses numerous case examples to illustrate real life challenges and address three key regulatory challenges in the modern world regulating for sustainability addressing global warming and controlling digital platforms

Better Regulation Stephen Weatherill, 2007-06-28 The discourse of Better Regulation is a hot topic intimately associated with the drive for cost savings and a more efficient economy In the UK and in the EU rule makers have lately endeavoured to achieve a more satisfactory balance between the demands of proper protection from market failure and inequity on the one hand and commercial freedom and the potential for innovation on the other But who is the regulator listening to and what effect does this have on the regulatory pattern governing the integrating EU market What is best practice in the matter of regulatory assessment The essays in this collection explore these and other questions and will foster greater understanding of UK and EU regulation the accountability issues involved and problems of enforcement It is no coincidence that since efforts to construct a Constitution for Europe have stalled the attention of policy makers politicians and the business community has turned instead to the quest for Better Regulation or perhaps it might be said a Better European Union

Regulating Business for Peace Jolyon Ford, 2015-02-05 The first book to study how peace operations have engaged with business to influence its peace building impact in fragile and conflict affected societies

The Oxford Handbook of Regulation Robert Baldwin, Martin Cave, Martin Lodge, 2012-07-19 Regulation is often thought of as an activity that restricts behaviour and prevents the occurrence of certain undesirable activities but the influence of regulation can also be enabling or facilitative as when a market could potentially be chaotic if uncontrolled This Handbook provides a clear and authoritative discussion of the major trends and issues in regulation over the last thirty years together with an outline of prospective developments It brings together contributions from leading scholars from a range of disciplines and countries Each chapter offers a broad overview of key current issues and provides an analysis of different perspectives on those issues Experiences in different jurisdictions

and insights from various disciplines are drawn upon and particular attention is paid to the challenges that are encountered when specific approaches are applied in practice Contributors develop their own distinctive arguments relating to the central issues in regulation and apply scholarly rigour and clear writing to matters of high policy relevance The essays are original accessible and agenda setting and the Handbook will be essential reading both to students and researchers and to with regulatory and regulated professionals

Regulating Land and Pollution in China Benjamin van Rooij, 2006 Annotation Many of China's rivers and lakes are strongly polluted the air in cities is amongst the worst in the world while some have warned that if the country is not careful it may soon have insufficient arable land to feed its population This book looks at why the protection of natural resources through stricter legislation and more stringent law enforcement has been so difficult It does so through a combination of a local case with comparative and theoretical insights about lawmaking compliance and enforcement It offers a unique view on how law functions in the world's largest legal system and how such law interacts with the social economic and political circumstances at hand This book offers an incomparable body of empirical and theoretical knowledge for those interested in how law functions in China as well as those interested in the workings of regulatory lawmaking compliance and enforcement in a comparative perspective This title can be previewed in Google Books <http://books.google.com/books/vid/ISBN9789087280130>

The Ashgate Research Companion to New Public Management Tom Christensen, Per Lægreid, 2016-03-23 This collection provides a comprehensive state of the art review of current research in the field of New Public Management NPM reform Aimed primarily at a readership with a special interest in contemporary public sector reforms The Ashgate Research Companion to New Public Management offers a refreshing and up to date analysis of key issues of modern administrative reforms This volume comprises a general introduction and twenty nine chapters divided into six thematic sessions each with chapters ranging across a variety of crucial topics in the field of New Public Management reforms and beyond The principal themes to be addressed are

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