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Criminal Law and Policy in the European Union 1979 two centuries ago american criminal justice was run primarily by laymen jury trials passed moral judgment on crimes vindicated victims and innocent defendants and denounced the guilty but since then lawyers have gradually taken over the process silencing victims and defendants and in many cases substituting plea bargaining for the voice of the jury the public sees little of how this assembly line justice works and victims and defendants have largely lost their day in court as a result victims rarely hear defendants express remorse and apologize and defendants rarely receive forgiveness this lawyerized machinery has purchased efficient speedy processing of many cases at the price of sacrificing softer values such as reforming defendants and healing wounded victims and relationships in other words the u s legal system has bought quantity at the price of quality without recognizing either the trade off or the great gulf separating lawyers and laymen s incentives values and powers in the machinery of criminal justice author stephanos bibas surveys the developments over the last two centuries considers what we have lost in our quest for efficient punishment and suggests ways to include victims defendants and the public once again ideas range from requiring convicts to work or serve in the military to moving power from prosecutors to restorative sentencing juries bibas argues that doing so might cost more but it would better serve criminal procedure s interests in denouncing crime vindicating victims reforming wrongdoers and healing the relationships torn by crime

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of conduct may the state legitimately make criminal through a comparative focus on an australian and german context this book utilizes interviews with australian criminal law experts and contrasts them with the german model based on rechtsgutstheorie by comparing the largely descriptive criminology based australian approach with the more sophisticated german legal theory model the author finds the australian approach to be suffering from a normative flaw illustrated by the distinction of different approaches to the offences of incest bestiality and possession of illicit drugs carl constantin lauterwein discovers that while there is strength in the common law approach of describing the possible reasons for criminalizing certain conduct the approach could be significantly improved by scrutinizing the legitimacy of those reasons

EU Criminal Law 2015-01-01 this book fills a significant gap in the english language literature and must be read by all who seek to understand why profound reflection is needed on the theoretical underpinnings of eu criminal justice samuli miettinen journal of common market studies the book contains a number of interesting arguments and comments on the development of eu criminal law the authors efforts to provide a generalist book in this ever growing increasingly important and still under researched field of eu law must be welcomed valsamis mitsilegas the edinburgh law review today eu criminal law and justice constitutes a significant body of law potentially affecting most aspects of criminal justice this book provides a comprehensive accessible yet analytically challenging account of the institutional and legal developments in this field to date it also includes full consideration of the prospective changes to eu criminal law contained in the recent lisbon treaty while broadly speaking the authors welcome the objectives of eu criminal law they call for a profound rethinking of how the good of criminal justice however defined is to be delivered to those living in the eu at present despite sometimes commendable initiatives from the institutions responsible the actual framing and implementation of the area of freedom security and justice afsj suffers from a failure to properly consider the theoretical implications of providing the good of criminal justice at the eu level written shortly before the recent entry into force of the lisbon treaty eu criminal law and justice comprises a full overview of the key legal developments and debates and includes a user friendly guide to the institutional changes contained in the treaty this timely book will be of interest to both undergraduate and postgraduate students as well as to legal practitioners and policy makers at national and eu levels Scots Criminal Law 2016-03-03 buy a new version of this textbook and receive access to the connected ebook with study center on casebookconnect including lifetime access to the online ebook with highlight annotation and search capabilities practice questions from your favorite study aids an outline tool and other helpful resources

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and policy in relevant real world scenarios enhance students understanding of basic principles and test their application of these principles to particular offenses

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Criminal Law 1887 criminal law a comparative approach presents a systematic and comprehensive analysis of the substantive criminal law of two major jurisdictions the united states and germany presupposing no familiarity with either u s or german criminal law the book will provide criminal law scholars and students with a rich comparative understanding of criminal law s foundations and central doctrines all foreign language sources have been translated into english cases and materials are accompanied by heavily cross referenced introductions and notes that place them within the framework of each country s criminal law system and highlight issues ripe for comparative analysis divided into three parts the book covers foundational issues such as constitutional limits on the criminal law before tackling the major features of the general part of the criminal law and a selection of offences in the special part throughout readers are exposed to alternative approaches to familiar problems in criminal law and as a

result will have a chance to see a given country s criminal law doctrine on specific issues and in general from the critical distance of comparative analysis

The Criminal Law Magazine and Reporter 1881 Criminal Law, Pleading and Practice in the Courts of the State of California 2018-06-21

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