

Principles Of The Criminal Law Of Scotland

Drawing from the existing theoretical literature and adding to it recent insights from the social sciences, Paul Robinson describes the nature of the practical challenge in setting rational punishment principles, how past efforts have failed, and the alternatives that have been tried.

This coursebook offers an exciting new approach to teaching criminal law to graduate and undergraduate students, and indeed to the general public. Each well-organized and student-friendly chapter offers historical context, tells the story of a principal historic case, provides a modern case that contrasts with the historic, explains the legal issue at the heart of both cases, includes a unique mapping feature describing the range of positions on the issue among the states today, examines a key policy question on the topic, and provides an aftermath that reports the final chapter to the historic and modern case stories. By embedding sophisticated legal doctrine and analysis in real-world storytelling, the book provides a uniquely effective approach to teaching American criminal law in programs on criminal justice, political science, public policy, history, philosophy, and a range of other fields.

The goal of this book is to minimize the misunderstandings and conflicts between International law and Islamic law. The objective is to bring peace into justice and justice into peace for the prevention of violations of human rights law, humanitarian law, international criminal law, and impunity.

Values, Principles and Methods

Crimes, Harms, and Wrongs

Principles of the criminal law

*The fifth edition of this established work on criminal law now includes detailed discussion of major judicial pronouncements on dolus eventualis (Pistorius), the limits of common purpose liability in its active association form (Dewnath), robbery with aggravating circumstances (Masingili), treason (the Boeremag Treason trial), racketeering/retrospectivity (Sovoi) and consensual child sexual experimentation (Teddy Bear Clinic). With the important entry into force on 9 August 2015 of the Prevention and Combating of Trafficking in Persons Act 7 of 2013, definitions of human trafficking and related offences have now become an integral part of our criminal law. Moreover, the transitional provisions on human trafficking in the Criminal Law (Sexual Offences and Related Matters) Amendment Act 32 of 2007 have been replaced with more detailed provisions under this Prevention and Combating of Trafficking in Persons Act 7 of 2013. A significant amendment to abortion law has been effected by the Choice on Termination of 'regnancy Amendment Act 1 of 2008 (assented to 12 February and promulgated 18 February 2008), following the Constitutional Court's judgment in Doctors for Life International v Speaker of the National Assembly 2006 (6) SA 416 (CC). Judgments of the Supreme Court of Appeal, the Constitutional Court and legislative amendments relevant to criminal law up until the end of 2015 have been included in this fifth edition of Principles of Criminal Law. Hall, Jerome. *General Principles of Criminal Law. Second Edition. Indianapolis: The Bobbs Merrill Company, [1960]. xii, 642 pp. Reprint available January, 2005 by the Lawbook Exchange, Ltd. ISBN 1-58477-498-3. Cloth. \$125. * The standard one-volume treatise based on classic legal-realist principles. As its title suggests, Hall provides more than a thorough overview of the subject; he analyzes the principles that comprise its foundations with an emphasis on their creation and definition by officials. This process is explored in its chapters on legality, mens rea, harm, causation, punishment, strict liability, ignorance and mistake, necessity and coercion, mental disease, intoxication and criminal attempt, as well as its general chapters on criminology, criminal theory and penal theory. Acclaimed when its first edition appeared in 1947, it has been cited regularly ever since.**

Principles of International Criminal Law has become one of the most influential textbooks in the field of international criminal justice. It offers a systematic and comprehensive analysis of the foundations and general principles of substantive international criminal law, including thorough discussion of its core crimes. It provides a detailed understanding of the general principles, sources, and evolution of international criminal law, demonstrating how it has developed, and how its application has changed. After establishing the general principles, the book assesses the four key international crimes as defined by the statute of the International Criminal Court: genocide, crimes against humanity, war crimes, and the crime of aggression. This new edition revises and updates work with developments in international criminal justice since 2009. It includes new material on the principle of culpability as one of the fundamental principles of international criminal law, the notion of terrorism as a crime under international law, the concept of direct participation in hostilities, the problem of so-called unlawful combatants, and the issue of targeted killings. The book retains its highly-acclaimed systematic approach and consistent methodology, making the book essential reading for both students and scholars of international criminal law, as well as for practitioners and judges working in the field.

Principles and Theory in Criminal Justice

Principles of International Criminal Law

Its People, Principles, and Evolution

Essays in Honour of Andrew Ashworth

German criminal law doctrine, as one of the more influential ones over time and on a global scale, takes rather different approaches to many of the problems of substantive law from those of the common law family of countries like the UK, the US, Canada, New Zealand, Australia etc. It also differs markedly from the system which is most often used in Anglophone writing as a civil law comparison, the French law. German criminal law is a code-based model and has been for centuries. The influence of academic writing on its development has been far greater than in the judge-oriented common law models. The book will serve as a useful aid to debates about codification efforts in countries that are mostly based on a case law system, but who wish to re-structure their law in one or several criminal codes. The comparison will show that similar problems occur in all legal systems regardless of their provenance, and the attempts of individual systems at solving them, their successes and their failures, can provide a rich experience on which other countries can draw and on which they can build. The book provides an outline of the principles of German criminal law, mainly the so-called 'General Part' (eg actus reus, mens rea, defences, participation) and the core offence categories (homicide, offences against property, sexual offences). It sets out the principles, their development under the influence of academic writing and judicial decisions. The book is not meant as a textbook of German criminal law, but is a selection of interrelated in-depth essays on the central problems. Wherever it is apposite and feasible, comparison is offered to the approaches of English criminal law and the legal systems of other common and civil law countries in order to allow common lawyers to draw the pertinent parallels to their own jurisdictions.

This stimulating and authoritative text addresses the underlying principles and rationales of criminal law, bringing the subject to life through a critically engaging and contextual approach. The fifth edition incorporates detailed discussion of the Sexual Offences Act 2003 and explores current controversies such as the shape of the law of murder, including discussion the Law Commission's 2005 proposals. Andrew Ashworth's book remains essential reading for students seeking an in-depth and sophisticated exploration of criminal law that makes the theoretical background clear and accessible. Book jacket.

In Criminal Law, Thomas and Bishop clearly argue that criminal law is an essential but much-neglected component in the training of criminologists and criminal justice professionals. Written by, and for, academics and professionals in the fields of criminal justice and criminology, this book is an introduction to the seminal principles of criminal law.

Principles of the Criminal Law [microform]

General Principles of Thai Criminal Law

Principles of the Criminal Law (9th Ed.).

Understanding Basic Principles

Criminal Law for Criminologists uses theoretical and practical research to bridge the gap between 'the law in the books' (criminal law doctrine) and 'the law in action' (criminal justice process). It introduces the key policies and principles that drive criminal law in England, and then explains the law itself in terms of relevant statute and case law. Starting with an outline of the basic principles and theories of criminal law and criminal justice, the author goes on to discuss: Criminal law and criminal justice in historical perspective, General principles of criminal law, including actus reus and mens rea, Specific types of criminal offence, including property, homicide, sexual, public order and drug offences, An overview of defences to crime, An appendix outlining essential legal skills. In examining the links between the worlds of criminal law and criminal justice, Criminal Law for Criminologists brings a fresh perspective to this field of research. Written in a clear and direct style, this book will be essential reading for students of criminology, criminal justice, law, cultural studies, social theory, and those interested in gaining an introduction to criminal law.

The EU now possesses a clear legal basis for taking action on criminal law matters and steering the policy and practice of Member States in relation to crime and criminal law. However, for what is now an important area of law, there remains a striking absence or uncertainty regarding its theoretical basis, its legitimacy and its conceptual vocabulary. This book offers a review of the significance of EU criminal law and crime policy as a rapidly emerging phenomenon in European law and governance. Bringing together an international set of contributors, the book questions the nature, role and objectives of such 'criminal law', its relationship with other areas of EU policy and law, and the established rules of criminal law and criminal justice at the Member State level. Taking up such subjects as the application of criminal law across national boundaries and in the broader European context, effective enforcement, and the working out of a new European policy, the book helps to structure an increasingly significant subject in law which is still finding its direction. The book will be of great use and interest to researchers and students of EU law, criminal justice, and criminology.

This book is centered around the major issues relating to criminal law in Thailand and aims to offer a detailed and systematic overview of the Thai criminal justice system. It is designed as a traditional textbook of criminal law which provides a succinct focused coverage of all the relevant aspects of laws, judgments, and legal reforms in a concise and readable form. Although all topics have been previously treated in the Thai language, this is the first and most comprehensive work in the English language about Thai criminal law. The book covers not only the legal system, starting from the Penal Code of 1908 and emphasizing the substantial changes that have been introduced in the past decades, but also the deep influence of doctrine and case law. It is built up in several layers, starting from the general rule, to gradually examine the more specific ones. The book begins with the elementary legal concepts to be learned by the reader, by defining the fundamental principles underlying the Thai criminal system and outlining its objectives. It then extensively describes the main offences under the Thai Penal Code and classifies those breaches of law which are crimes from those which are merely illegal without being criminal.

General Principles of Criminal Law

Principles of the Criminal Law

Who Should be Punished, how Much?

A Modern Treatise on the Principle of Legality in Criminal Law

Celebrating the scholarship of one of the leading lawyers of the common law, Andrew Ashworth, the essays in this volume address fundamental questions of principle and value in criminal law, criminal process, human rights, sentencing, and punishment. This is a major contribution to contemporary debates about criminalization and punishment.

For courses in criminal law. A succinct, readable survey of criminal law Principles of Criminal Law is a clear, efficient introduction to criminal law viewed through the lens of human behavior. Concise enough for a one-semester course, it provides critical background information, establishes elements of major crimes, and covers a vast range of crimes, including white-collar, victimless, and political crimes – without dense citations or lengthy discussion. Bolstered by cases and critical-thinking features, the 7th edition has new information on organized and white-collar crime, up-to-date marijuana laws, and additional content on specific crimes and legal rules.

Criminal Law for Criminologists uses theoretical and practical research to bridge the gap between ‘the law in the books’ (criminal law doctrine) and ‘the law in action’ (criminal justice process). It introduces the key policies and principles that drive criminal law in England and then explains the law itself in terms of relevant statute and case law. Starting with an outline of the basic principles and theories of criminal law and criminal justice, the author goes on to discuss: Criminal law and criminal justice in historical perspective. General principles of criminal law, including actus reus and mens rea, Specific types of criminal offence, including property, homicide, sexual, public order and drug offences, An overview of defences to crime, An appendix outlining essential legal skills. In examining the links between the worlds of criminal law and criminal justice, Criminal Law for Criminologists brings a fresh perspective to this field of research. Written in a clear and direct style, this book will be essential reading for students of criminology, criminal justice, law, cultural studies, social theory, and those interested in gaining an introduction to criminal law.

A Concise Exposition of the Nature of Crime, the Various Offenses Punishable by the English Law, the Law of Criminal Procedure, and the Law of Summary Convictions. with Table of Offenses, Their Punishments and Statutes;...

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Principles of the Criminal Law (10th Ed.).

Principles of Criminal LawPearson

"Provides a refined analysis of the theoretical foundations which shape the statutory provisions and case law"--Page 4 of cover.

Principles of International Criminal Law is one of the most influential textbooks in the field of international criminal justice. This fourth edition builds on the highly-successful work of the previous editions, setting out the general principles governing international crimes as well as the fundamentals of both substantive and procedural interna sources and evolution of international criminal law, demonstrating how it has developed, and how its application has changed. The book assesses in detail the four key international crimes as defined by the statute of the International Criminal Court: genocide, crimes against humanity, war crimes, and the crime of aggression. The new edition covers international criminal justice since 2014. It includes substantial new material on critical perspectives on international criminal justice, the fragmentation of international criminal law, new war crimes of prohibited means of warfare, and the prosecution of crimes committed in Syria and Northern Iraq.The book retains its highly-acclaimed systematic approach and consistent methodology, making the book essential reading for both students and scholars of international criminal law, as well as practitioners and judges working in the field.

Distributive Principles of Criminal Law

Principles of Criminal Law

Principles of Islamic International Criminal Law

The Oxford History of the Laws of England Volume VI

Ashworth's Principles of Criminal Law, now in its ninth edition, takes a distinctive approach to the subject of criminal law, whilst still covering all of the vital topics found on criminal law courses. Uniquely theoretical, it seeks to enlighten the reader as to the underlying principles and theoretical foundations of the criminal law, critically engaging readers by contextualizing and analysing the law. This is essential reading for students seeking a sophisticated and critically engaging exploration of the subject. Online ResourcesThe text is accompanied by online resources housing a full bibliography as well as a selection of useful web links.

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Criminal Law for Criminologists

A Comparative Search

Principles of German Criminal Law

Criminal Law

When should we make use of the criminal law? Crimes, Harms, and Wrongs offers a philosophical analysis of the nature and ethical limits of criminalisation. The authors explore the scope of harm-based prohibitions, proscriptions of offensive behaviour, and 'paternalistic' prohibitions aimed at preventing self-harm, developing guiding principles for these various grounds of state prohibition. Both authors have written extensively in the field. They have produced an integrated, accessible, philosophically-sophisticated account that will be of great interest to legal academics, philosophers, and advanced students alike. 'this elegant, closely argued and convincing book is of great value and can be expected to be of lasting influence.' James Chalmers 'Crimes, Harms, and Wrongs . . . is a welcome addition to this field, and should clarify the reader's thinking on a breathtakingly broad range of issues. . . . This is an important book, and [its] consideration of not only Anglo-American theory and law, but also German legal doctrines and writings on criminalisation, should ensure that this debate reaches new heights in the future.' Findlay Stark 'the result of [the authors'] many decades of thought and writing on this fundamental subject is an integrated, accessible, philosophically sophisticated discussion of this subject.' Justice Gilles Renaud 'A.P. Simester and Andreas von Hirsch present an informed and systematic account of the principles that, in their view, should structure decisions about what to criminalize, and when.' Vincent Chiao 'an outstanding work, original in many respects and meticulous in its arguments. It represents the greatest advance on this subject since Feinberg's four volumes . . . an outstanding contribution to the re-invigorated criminalization debate.' Andrew Ashworth 'important, original, interesting, and often ingenious. Unlike some recent competitive books it has the virtue of making sound arguments. And like everything else the authors have written, it is a joy to read ...This is an absolutely wonderful book.' Douglas Husak

This book is a scientific treatise on the principle of legality in criminal law. It explores the relation between the principle of legality and the general theory of criminal law and contains definite rules emphasized for practitioners as well as academia.

Opens with a consideration of the social, economic and historical context of criminal law before examining the principles that form the basis of criminal law in Australia. Case studies of important decisions influencing the development of the law are included and interesting issues are highlighted.

Principles of the Criminal Law: a Concise Exposition of the Nature of Crime, the Various Offenses Punishable by the English Law, the Law of Criminal Procedure, and the Law of Summary Convictions ...

Ashworth's Principles of Criminal Law

Bloy and Parry's Principles of Criminal Law

1483-1558

Expertly written to provide comprehensive coverage of the most crucial issues in a course, the Concise Hornbook Series features concise analyses by prominent scholars of basic areas of the law. The Series focuses on core principles and concepts fundamental to understanding the subject matter.

LaFave's Principles of Criminal Law provides detailed discussion on the topics of responsibility, justification and excuse, inchoate crimes and accomplice liability. The book also gives attention to subjects such as causation, insanity and conspiracy.

This volume covers the years 1483-1558, a period of immense social, political, and intellectual changes, which profoundly affected the law and its workings. It first considers constitutional developments, and addresses the question of whether there was a rule of law under king Henry VIII. In

a period of supposed despotism, and enhanced parliamentary power, protection of liberty was increasing and habeas corpus was emerging. The volume considers the extent to which the law was affected by the intellectual changes of the Renaissance, and how far the English experience differed from that of the Continent. It includes a study of the myriad jurisdictions in Tudor England and their workings; and examines important procedural changes in the central courts, which represent a revolution in the way that cases were presented and decided. The legal profession, its education, its functions, and its literature are examined, and the impact of printing upon legal learning and the role of case-law in comparison with law-school doctrine are addressed. The volume then considers the law itself. Criminal law was becoming more focused during this period as a result of doctrinal exposition in the inns of court and occasional reports of trials. After major conflicts with the Church, major adjustments were made to the benefit of clergy, and the privilege of sanctuary was all but abolished. The volume examines the law of persons in detail, addressing the impact of the abolition of monastic status, the virtual disappearance of villeinage, developments in the law of corporations, and some remarkable statements about the equality of women. The history of private law during this period is dominated by real property and particularly the Statutes of Uses and Wills (designed to protect the king's feudal income against the consequences of trusts) which are given a new interpretation. Leaseholders and copyholders came to be treated as full landowners with rights assimilated to those of freeholders. The land law of the time was highly sophisticated, and becoming more so, but it was only during this period that the beginnings of a law of chattels became discernible. There were also significant changes in the law of contract and tort, not least in the development of a satisfactory remedy for recovering debts.

American Criminal Law

Cases, Comments, and Questions

Principles and Values in Criminal Law and Criminal Justice

On the Principles of Criminalisation