

The Handbook Of Comparative Criminal Law

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this book aims to meet the need for an accessible introductory text on comparative criminal justice examining the ways different countries and jurisdictions deal with the main stages and elements in the criminal justice process from policing through to sentencing examples are taken from all over the world with a particular focus on europe the uk the united states and australasia the main aims of the book are to provide the reader with a comparative perspective on criminal justice and its main components an understanding of the increasing globalization of justice and standards of the administration of justice a knowledge of methodology for comparative research and analysis an understanding of the most important concepts in criminal justice such as inquisitorial and adversarial trial systems policing styles crime control versus due process retribution versus rehabilitation etc discussion of global trends such as the rise of imprisonment penal populism diversion international policing and international tribunals an insight into what the essential ingredients of doing justice might be this fully updated and expanded new edition of comparative criminal justice takes into account the considerable advances in comparative criminal justice research since the first edition in 2004 each chapter has been thoroughly updated and in addition there is a new chapter on establishing the rate of crime in a comparative context the rate of development in international policing and international development has been such that there is now an individual chapter devoted to each and throughout the book the role of globalization changing both the local and the global in criminal justice arrangements orientations and discourses has now been given the prominence it deserves

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

this handbook explores criminal law systems from around the world with the express aim of stimulating comparison and discussion general principles of criminal liability receive prominent coverage in each essay including discussions of rationales for punishment the role and design of criminal codes the general structure of criminal liability accounts of mens rea and the rights that criminal law is designed to protect before the authors turn to more specific offenses like homicide theft sexual offenses victimless crimes and terrorism this key reference covers all of the world's major legal systems common civil asian and islamic law traditions with essays on sixteen countries on six different continents the introduction places each country within traditional distinctions among legal systems and explores noteworthy similarities and differences among the countries covered providing an ideal entry into the fascinating range of criminal law systems in use the world over

this handbook presents innovative research that compares different criminal procedure systems by focusing on the mechanisms by which legal systems seek to avoid error protect rights ground their legitimacy expand lay participation in the criminal process and develop alternatives to criminal trials such as plea bargaining as well as alternatives to the criminal process as a whole such as intelligence operations the criminal procedures examined in this book include those of the united states germany france spain russia india latin america taiwan and japan among others

the increasingly important topic of comparative criminal justice is examined from an original and insightful perspective by one of the top scholars in the field addressing the need for a globalized criminology david nelken looks at why we should study crime and criminal justice in a comparative and international context and the difficulties we encounter when we do evaluating global trends in crime risk and security the book draws upon the author's experience of working in a number of settings around the world a range of case studies are included to illustrate the discussion covering areas such as white collar crime juvenile delinquency and organized crime

covers law enforcement functions and organizations criminal procedures courts and trials sentencing prison operations and other criminal justice processes

this 2009 text was the first modern book length study of the status of legality in international criminal law international human rights law and comparative law

designed to effectively explain the complexities of justice systems around the world comparative criminal justice systems a topical approach 6 e makes the comparative approach far more understandable and accessible helping students recognize the growing importance of an international perspective it organizes key concepts in a sequence that many students will already find familiar progressing from issues of law to the agencies of police courts and corrections students will gain a realistic understanding of the many ways policing adjudication and corrections systems can be organized and operated unlike most competitive books it contains coverage of more than 30 countries offering insights into everything from islamic legal tradition to recent criminal justice reforms in japan this edition's improvements include new coverage of the eastern asia legal tradition e.g. china and japan learning objectives utilizing bloom's taxonomy phrasing and more visually appealing images throughout

this work deals with the development objectives and methods of comparative criminal law the wide reaching study explores questions of positioning and of methodology it also asks what the objectives and functions of comparative criminal law should be whether they be theoretical judicial or legislative finally it assesses the future outlook for the discipline

with contributions from leading experts in the field this timely research handbook reconsiders the theories assumptions values and methods of comparative criminal justice in light of the challenges and opportunities posed by globalisation deglobalisation and transnationalisation

in this exciting and topical collection leading scholars discuss the implications of globalisation for the fields of comparative criminology and criminal justice how far does it still make sense to distinguish nation states for example in comparing prison rates is globalisation best treated as an inevitable trend or as an interactive process how can globalisation's effects on space and borders be conceptualised how does it help to create norms and exceptions the editor david nelken is a distinguished scholar of the american sociological association a recipient of the sellin glueck award of the american society of criminology and an academician of the academy of social sciences uk he teaches a course on comparative criminal justice as visiting professor in criminology at oxford university's centre of criminology

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