

Constitutional Criminal Justice Fielding Fryling

jest to pierwsza w polsce recenzowana monografia naukowa w której przybliżono niezwykły fenomen prawny i kulturowy jakim jest amerykańska instytucja przysięgłych tj grupa obywateli podejmujących określone decyzje w procesie karnym od samego początku funkcjonowania państwa amerykańskiego umożliwia ona obywatelom bezpośrednie uczestniczenie w realizacji władzy państowej a w pewnym sensie także kontrolowanie poczynań ośrodków władzy i to na obu jej szczeblach w syntetyczny sposób przybliża tematykę poszczególnych rozwiązań prawnych w tym temacie pozwala też lepiej zrozumieć stosunek obywateli usa do własnego kraju jego historii obowiązującego prawa i konstytucyjnych instytucji

constitutional law in criminal justice presents the constitutional provisions most directly related to criminal law demonstrating their daily impact on the attitudes capabilities events and responses of legal professionals in policing courtrooms and federal agencies the u s constitution guides every facet of the investigation of crime and of threats to public safety and national security and to further readers understanding of the nature of these procedures this book examines both the constitution s relevant provisions and the central developments in their interpretation by the supreme court and other u s courts features accessible coverage of incorporation and the application of the fourth fifth sixth and fourteenth amendments as well as the first and second amendments as they relate to crime and criminal justice open ended scenarios based on actual cases that allow students to explore situations they will need to think through and act in every day as members of the criminal justice system working amid layers of scrutiny and changing laws and interpretation an author an experienced professor of constitutional law in criminal justice and practitioner in a private criminal law practice and as a public defender in the appellate division who brings actual criminal court experience to the page emphasis on the practical application of constitutional law for those working in the criminal justice system using samples of actual court and police documents such as a warrant application and criminal complaint

this book presents and analyzes magistrate justice of the peace henry fieldings impact on law and literature through his pamphlets periodicals and novels in the context of laws legal affairs legal administration and the social economic political and legal environment present in 18th century england i demonstrate and argue that among novels of all timethe most extensive and diversified coverage of laws justices of peace lawyers crimes and the socio economic environment particularly rural 18th century england of all the noteworthy 18th century novelists or fiction writers justice henry fielding is the only one who was also a jurist this book is also focused on demonstrating how extensively fielding was consumed throughout his life and the area of law from his early age to his death but with a far broader spectrum education and experience than anyone except perhaps lord high chancellor

hardwicke and sir william blackstone justice henry fielding traveled a long and diversified path in the legal arena to reach the level of expertise which he deployed in providing his public with tom jones amelia and joseph andrews as well as his journals and political pamphlets

these essays are concerned with values and judgments in fielding s novelsóboth those which the novels express and those to which the novelist directs the reader fielding scholars will find these essays stimulating and they will be accessible as well to the undergraduate and the general reader

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