

LUIS BRAMONT ARIAS TORRES MANUAL DE DERECHO PENAL PARTE

CONVENTION ON THE PREVENTION AND PUNISHMENT OF THE CRIME OF GENOCIDE, SUFFOLK TRANSNATIONAL LAW REVIEW DERECHO PENAL Y DISCRIMINACIÓN DE LA MUJER HACIA UNA CULPABILIDAD DE CONTENCIÓN PUNITIVA LECCIONES DE LA PARTE GENERAL Y EL CÓDIGO PENAL DERECHO PENAL PARTE GENERAL G.K. HALL BIBLIOGRAPHIC GUIDE TO LATIN AMERICAN STUDIES NORMATIVISMO E IMPUTACIÓN JURÍDICO-PENAL BIBLIOGRAPHIC GUIDE TO LATIN AMERICAN STUDIES 1996 SELECTED ACQUISITIONS COMPENDIO DE DERECHO PENAL ECONOMICO CÓDIGO PENAL ANOTADO BIBLIOGRAFÍA PERUANA IMPUTACIÓN OBJETIVA, DELITOS SEXUALES Y REFORMA PENAL REVISTA PERUANA DE JURISPRUDENCIA PERSECUCIÓN PENAL NACIONAL DE CRÍMENES INTERNACIONALES EN AMÉRICA LATINA Y ESPAÑA A REVIEW OF CONTEMPORARY LAW REVISTA DE DERECHO Y CIENCIAS POLÍTICAS DERECHO INVESTIGACIONES Y PROPUESTAS SOBRE LOS DERECHOS DE LOS NIÑOS Y ADOLESCENTES CHRISTIAN TAMS JOSÉ HURTADO POZO MARCOS GALVAN RAMOS LUIS MIGUEL BRAMONT-ARIAS TORRES BENSON LATIN AMERICAN COLLECTION JOSÉ ANTONIO CARO JOHN G K HALL ROBERT CROWN LAW LIBRARY JOSÉ HURTADO POZO DINO CARLOS CARO CORIA KAI AMBOS

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THE 1948 UN CONVENTION ON THE PREVENTION AND PUNISHMENT OF THE CRIME OF GENOCIDE GENOCIDE CONVENTION HAS A SPECIAL STANDING IN INTERNATIONAL LAW AND INTERNATIONAL POLITICS FOR 60 YEARS THE CRIME OF GENOCIDE HAS BEEN RECOGNISED AS THE MOST HORRENDOUS CRIME IN INTERNATIONAL LAW FAMOUSLY DESIGNATED THE CRIME OF CRIMES ON THE OCCASION OF THE 60TH ANNIVERSARY OF ITS ADOPTION THE UN HIGH COMMISSIONER FOR HUMAN RIGHTS STATED THAT GENOCIDE IS THE ULTIMATE FORM OF DISCRIMINATION IN THE SAME CONTEXT THE CHIEF PROSECUTOR OF THE INTERNATIONAL CRIMINAL COURT DESCRIBED THE GENOCIDE CONVENTION AS A VISIONARY AND FOUNDING TEXT FOR THE COURT THE CONVENTION HAS AS SUCH INFLUENCED THE SUBSEQUENT DEVELOPMENT OF MANY DIFFERENT AREAS OF INTERNATIONAL LAW FOR EXAMPLE THE 1951 ADVISORY OPINION ON THE GENOCIDE CONVENTION ENABLED THE INTERNATIONAL COURT OF JUSTICE TO SHAPE THE MODERN REGIME OF RESERVATIONS TO TREATIES MORE RECENTLY THE PROHIBITION AGAINST GENOCIDE HAS BECOME A CRUCIAL PILLAR OF THE REGIME OF INTERNATIONAL CRIMINAL LAW DEVELOPING SINCE THE 1990S WITH GENOCIDE BEING ONE OF THE CORE CRIMES FALLING UNDER THE JURISDICTION OF THE UN AD HOC TRIBUNALS THE EXTRAORDINARY CHAMBERS IN THE COURTS OF CAMBODIA AND THE PERMANENT INTERNATIONAL CRIMINAL COURT IN THIS WORK THE 19 PROVISIONS OF THE CONVENTION ARE ANALYSED ARTICLE BY ARTICLE WITH ABUNDANT REFERENCES TO STATE PRACTICE AND CASE LAW

EL LECTOR TIENE EN SUS MANOS UNA OBRA NADA HABITUAL Y FELICITO A SU AUTOR PORQUE ESTE LIBRO ESTÁ CARACTERIZADO POR EL DOMINIO DE LA TÉCNICA DE INVESTIGACIÓN EN LA EXHAUSTIVA UTILIZACIÓN DE LA BIBLIOGRAFÍA QUE EL AUTOR HA LOGRADO CONSEGUIR CON MUCHO ESFUERZO Y SOBRE TODO POR LA APORTACIÓN DE UNA TESIS VALIENTE SOBRE EL FUNDAMENTO Y LA REALIDAD DE LA CULPABILIDAD ESTAS DISTINCIONES MARCAN LA IMPORTANCIA DE ESTE LIBRO QUE SE INCORPORA AHORA AL ACERVO DEL DERECHO PENAL OJALÁ LA POLÍTICA CRIMINAL LATINOAMERICANA CLARAMENTE SOBREDIMENSIONADA EN LA ACTUALIDAD POR LAS IDEAS DE LA SEGURIDAD CIUDADANA SEA CAPAZ DE REFLEXIONAR Y SE APROVECHE DE CONTRIBUCIONES COMO LA PRESENTE OBRA

EL PRESENTE LIBRO ABORDA DIVERSOS TEMAS FUNDAMENTALES DEL DERECHO PENAL DESDE UNA PERSPECTIVA NORMATIVA BASADA EN EL FUNCIONALISMO JURÍDICO PENAL LA LINEA DIRECTRIZ DEL ENFOQUE DEL AUTOR RETOMA DE ALGUNA FORMA EL PLAN NORMATIVISTA TRAZADO POR LOS PENALISTAS HEGELIANOS DE LA PRIMERA MITAD DEL S XIX QUE CONCIBIERON LA IMPUTACIÓN COMO LA ATRIBUCIÓN DE UN SIGNIFICADO DE ANTINORMATIVIDAD DE UN HECHO E IGUALMENTE SE ENTRONCA CON LAS LINEAS BASICAS DE UN PENSAMIENTO SOCIO NORMATIVO DEL PRIMER WELZEL DE LOS AÑOS TREINTA DEL SIGLO XX MOMENTO EN EL QUE DE MANERA MAGISTRAL LLEVÓ A UN COMPROMISO EL DERECHO PENAL Y LA SOCIEDAD CON SU FAMOSA TEORÍA DE LA ADECUACIÓN SOCIAL PARA FINALMENTE REDONDEAR LA ARGUMENTACIÓN CON LA SUSTANCIA DE UNA DOGMÁTICA FUNCIONALISTA DESARROLLADA POR GUNTHER JAKOBS DE UNA FORMA ADMIRABLE EN LOS ÚLTIMOS TREINTA AÑOS TEMAS COMO LA IMPUTACIÓN OBJETIVA Y SUBJETIVA LA PROHIBICIÓN DE REGRESO LOS DELITOS DE INFRACCIÓN DE DEBER EL DERECHO PENAL DEL ENEMIGO EL DEBER DE SOLIDARIDAD MÁS NIMA EL DELITO TRIBUTARIO LA COMBINACIÓN DE LEYES PENALES LA PENA DE MUERTE ENTRE OTROS MÁS SON ABORDADOS FUNCIONALMENTE A PARTIR DEL CRITERIO DEL ROL SOCIAL O DEL ÁMBITO DE COMPETENCIAS COMO HERRAMIENTA CENTRAL PARA EL ANÁLISIS DE LA RELEVANCIA PENAL DE LA CONDUCTA DEL AUTOR POR ESTA RAZÓN EN ESTE LIBRO SE CONVIERTE EN UN MATERIAL DE INEXCUSABLE REFERENCIA PARA COMPRENDER LA APLICACIÓN DEL SISTEMA PENAL FUNCIONALISTA A LA SOLUCIÓN DE LOS CASOS PRÁCTICOS DE LA VIDA REAL

EN ESTE LIBRO SE PRESENTAN DATOS ESTADÍSTICOS SOBRE LA DELINCUENCIA ECONÓMICA Y SUS RELACIONES CON EL CRIMEN ORGANIZADO Y LA CORRUPCIÓN ASÍ COMO SOBRE LAS REACCIONES NACIONALES E INTERNACIONALES FRENTE A ESTAS GRAVES FORMAS DE DELINCUENCIA ADEMÁS DESCRIBE EL CONTEXTO CONSTITUCIONAL QUE DELIMITA SUS ÁMBITOS FUNCIONES CARACTERÍSTICAS Y VINCULACIONES CON EL DERECHO PENAL ADMINISTRATIVO Y EL DERECHO PENAL FISCAL TOMANDO EN CUENTA EL DESARROLLO Y LA INFLUENCIA DE LAS EMPRESAS EN LA VIDA ECONÓMICA Y POLÍTICA ESTUDIO QUE ANALIZA EL CONTEXTO SOCIAL HISTÓRICO Y ECONÓMICO EN EL QUE SE DESARROLLAN LOS DELITOS ECONÓMICOS Y LAS REGULACIONES PARA REPRIMIR A LOS RESPONSABLES EL LIBRO PRESENTA TAMBIÉN LOS PROBLEMAS DOCTRINARIOS QUE SURGEN EN LA APLICACIÓN DEL DERECHO PENAL COMPROMISO A LOS DIVERSOS ASPECTOS DEL DERECHO PENAL ECONÓMICO PARA ELLO CONSIDERA TANTO EL RESPETO DEL PRINCIPIO DE LEGALIDAD COMO LAS PRINCIPALES CUESTIONES REFERIDAS A LA TEORÍA DEL DELITO Y LA PARTICIPACIÓN DELICTUOSA PONIENDO ESPECIAL ATENCIÓN AL ANÁLISIS Y DISCUSIÓN DE LA ATRIBUCIÓN DE RESPONSABILIDAD PENAL A LAS PERSONAS JURÍDICAS Y A LAS EMPRESAS SE TRATA DE UN MATERIAL DE GRAN UTILIDAD TANTO PARA ESTUDIANTES DE DERECHO COMO PARA CUALQUIERA QUE BUSQUE AMPLIAR SUS CONOCIMIENTOS EN EL ÁREA DEL DERECHO PENAL ECONÓMICO CON ESTE OBJETO ADEMÁS DEL ESTUDIO DE DIVERSAS CUESTIONES TÉCNICAS Y DE LOS CASOS QUE SE DESCRIBEN EN LOS ANEXOS SE PRESENTAN REGULACIONES JURÍDICAS EXTRANJERAS QUE SON ANALIZADAS BAJO LA PERSPECTIVA DEL DERECHO COMPARADO

PRESENTACIÓN INSTITUCIONAL DE LA FUNDACIÓN KONRAD ADENAUER JAN WOISCHNIK IMPLEMENTACIÓN DEL ESTATUTO DE ROMA EN LA LEGISLACIÓN NACIONAL KAI AMBOS INFORMES NACIONALES DE ARGENTINA BOLIVIA BRASIL CHILE COLOMBIA COSTA RICA EL SALVADOR ESPAÑA MÉXICO PERÚ URUGUAY VENEZUELA

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