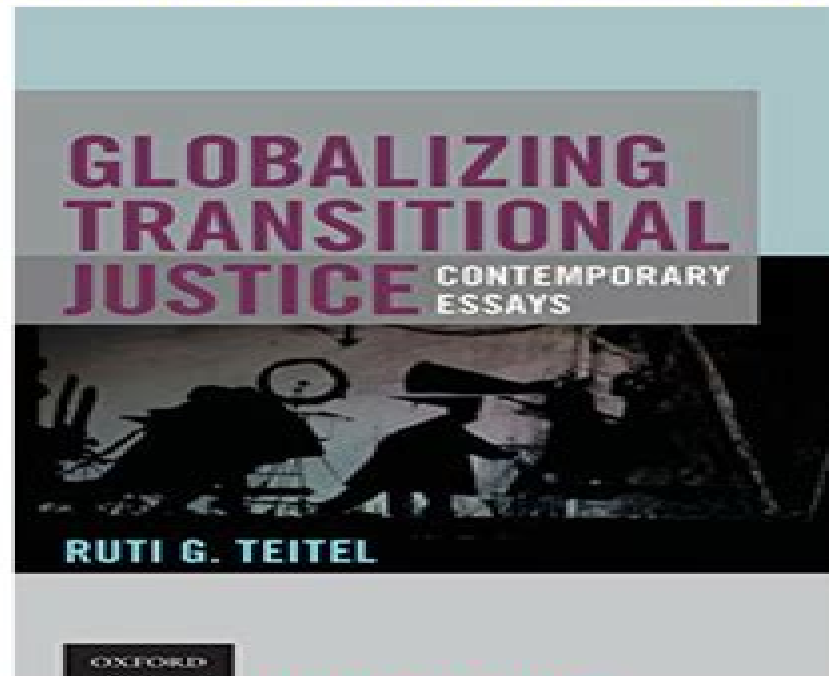


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Z. T. Boggenpoel



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Transformation Z. T. Boggenpoel, 2022 **An Introduction to Transitional Justice** Olivera Simić, 2020-07-30 The Second Edition of An Introduction to Transitional Justice provides a comprehensive overview of transitional justice judicial and non judicial measures implemented by societies to redress legacies of massive human rights abuse Written by some of the leading experts in the field it takes a broad interdisciplinary approach to the subject addressing the dominant transitional justice mechanisms as well as key themes and challenges faced by scholars and practitioners Using a wide historic and geographic range of case studies to illustrate key concepts and debates and featuring discussion questions and suggestions for further reading this is an essential introduction to the subject for students **Transitional Justice in Troubled**

Societies Aleksandar Fatic, Klaus Bachmann, Igor Lyubashenko, 2018-11-26 This book discusses the crucial strategic topic for the practical implementation of transitional justice in post conflict societies by arguing that the dilemma is defined by the extent to which the actual achievement of the political goals of transition is a necessary condition for the long term observance and implementation of justice While in many cases the blind criminal justice does not enhance and even militates against the achievement of political transitions an understanding of transitional justice as a fundamentally political process is novel controversial and a concept which may shape the future of transitional justice This collection contributes to developing this concept both theoretically and through concrete and current case studies from the worlds most pronounced crisis spots for transitional justice Taiwan and International Human Rights Jerome A. Cohen, William P. Alford, Chang-fa

Lo, 2019-05-16 This book tells a story of Taiwan s transformation from an authoritarian regime to a democratic system where human rights are protected as required by international human rights treaties There were difficult times for human rights protection during the martial law era however there has also been remarkable transformation progress in human rights protection thereafter The book reflects the transformation in Taiwan and elaborates whether or not it is facilitated or hampered by its Confucian tradition There are a number of institutional arrangements including the Constitutional Court the Control Yuan and the yet to be created National Human Rights Commission which could play or have already played certain key roles in human rights protections Taiwan s voluntarily acceptance of human rights treaties through its implementation legislation and through the Constitutional Court s introduction of such treaties into its constitutional interpretation are also fully expounded in the book Taiwan s NGOs are very active and have played critical roles in enhancing human rights

practices In the areas of civil and political rights difficult human rights issues concerning the death penalty remain unresolved But regarding the rights and freedoms in the spheres of personal liberty expression privacy and fair trial including lay participation in criminal trials there are in depth discussions on the respective developments in Taiwan that readers will find interesting In the areas of economic social and cultural rights the focuses of the book are on the achievements as well as the problems in the realization of the rights to health a clean environment adequate housing and food The protections of vulnerable groups including indigenous people women LGBT lesbian gay bisexual and transgender individuals the disabled and foreigners in Taiwan are also the areas where Taiwan has made recognizable achievements but still encounters problems The comprehensive coverage of this book should be able to give readers a well rounded picture of Taiwan s human rights performance Readers will find appealing the story of the effort to achieve high standards of human rights protection in a jurisdiction barred from joining international human rights conventions This book won the American Society of International Law 2021 Certificate of Merit in a Specialized Area of International Law

Public History for a Post-Truth Era Liz Sevchenko,2022-07-25 Public History for a Post Truth Era explores how to combat historical denial when faith in facts is at an all time low Moving beyond memorial museums or documentaries the book shares on the ground stories of participatory public memory movements that brought people together to grapple with the deep roots and current truths of human rights abuses It gives an inside look at Sites of Conscience around the world and the memory activists unearthing their hidden histories from the Soviet Gulag to the slave trade in Senegal It then follows hundreds of people joining forces across dozens of US cities to fight denial of Guant namo mass incarceration and climate change As reparations proposals proliferate in the US the book is a resource for anyone seeking to confront historical injustices and redress their harms Written in accessible non academic language it will appeal to students educators or supportive citizens interested in public history museums or movement organizing

By Peaceful Means Charles N. Brower,Joan E. Donoghue,Cian C. Murphy,Cymie R. Payne,Esmé© R. Shirlow,2024-01-18 Distinguished scholars and practitioners commemorate and expand upon the work of international judge arbitrator and professor David D Caron 1952 2018 *By Peaceful Means* is an insightful examination of how international dispute resolution seeks to avert disaster and mitigate discord and how it might continue to do so in our uncertain future

The Palgrave Handbook of Global Approaches to Peace Aigul Kulnazarova,Vesselin Popovski,2018-12-19 With existing literature focusing largely on Western perspectives of peace and their applications a global understanding of peace is much needed Spurred by more recent debates and discourses that criticize the dominant realist and liberal approaches for crises in contemporary state and peace building the contributors to this handbook emphasize not only the need to solve this eternal conundrum of humanity but also demand with the rise of increasingly more violent conflicts in international relations the development of a global interpretive framework for peace and security To this end the present handbook examines conceptual institutional and normative interpretive approaches for making building and

promoting peace in the context of roles played by state and non state actors within local national regional and global units of analysis **Constitutionalism** Alejandro Linares Cantillo,Camilo Valdivieso-León,Santiago García-Jaramillo,2021-03-11

This book is a compilation of twenty essays prepared for the occasion of the XIII Academic Conference of the Constitutional Court of the Republic of Colombia held in Bogota in January 2019 Gathering some of the most prominent authors in constitutionalism and legal theory the chapters critically examine classical debates such as the role of judicial review in a democracy the enforcement of socio economic rights the doctrine of unconstitutional amendments the use of international and foreign precedents by national Courts and the theory of transitional justice The book opens a dialogue between philosophers and empirical researchers building bridges between Global North and Global South approaches to constitutionalism As such it is an invitation to reengage with the classical debates on constitutionalism whilst also providing fresh insights into the future of this discipline **Pauline Letters: Texts @ Contexts** Menghun Goh,2024-02-08 In this

volume contributors from various social locations in North America Asia Europe and Australia analyse and interpret Pauline letters Engaging both the biblical text and the lives and contexts from different sociocultural religious methodological perspectives each contributor demonstrates the dynamic interaction between text and context in their understanding and explanation of the text The first part of the volume highlights the hermeneutical focus in interpretation That is how a certain chosen worldview e g Lutheran liturgical worldview affects one s decision in prioritizing a certain textual dimension and level instead of others Part Two elucidates how even a technical analysis of the text e g epistolography is context oriented Part Three shows how such a contemporary contextual interpretation is also an intercontextual and intertextual interpretation that entails intersectional and global local experiences **International Criminal Law in Context** Philipp

Kastner,2017-10-20 International Criminal Law in Context provides a critical and contextual introduction to the fundamentals of international criminal law It goes beyond a doctrinal analysis focused on the practice of international tribunals to draw on a variety of perspectives capturing the complex processes of internationalisation that criminal law has experienced over the past few decades The book considers international criminal law in context and seeks to account for the political and cultural factors that have influenced and that continue to influence this still emerging body of law Considering the substance procedures objectives justifications and impacts of international criminal law it addresses such topics as the history of international criminal law the subjects of international criminal law transitional justice and international criminal justice genocide crimes against humanity war crimes and the crime of aggression sexual and gender based crimes international and hybrid criminal tribunals sentencing under international criminal law and the role of victims in international criminal procedure The book will appeal to those who want to study international criminal law in a critical and contextualised way Presenting original research it will also be of interest to scholars and practitioners already familiar with the main legal and policy issues relating to this body of law *Time and Temporality in Transitional and Post-Conflict Societies* Natascha

Mueller-Hirth, Sandra Rios Oyola, 2018-03-09 Implicit conceptions of time associated with progress and linearity have influenced scholars and practitioners in the fields of transitional justice and peacebuilding but time and temporality have rarely been systematically considered *Time and Temporality in Transitional and Post Conflict Societies* examines how time is experienced constructed and used in transitional and post conflict societies This collection critically questions linear transitional justice time and highlights the different temporalities that exist at local and institutional levels through original empirical research Presenting empirical and often ethnographic research from Argentina Brazil Colombia Cambodia Mozambique Palestine Israel Rwanda and South Africa contributors use a temporal lens to investigate key issues including transitional justice institutions peace processes victimhood perpetrators accountability reparations forgiveness reconciliation and memorialisation This timely monograph will appeal to undergraduate and postgraduate students as well as postdoctoral researchers interested in fields such as political science international relations anthropology transitional justice and conflict resolution It will also be relevant to conflict resolution and peacebuilding practitioners

The Cambridge History of Latin American Law in Global Perspective Thomas Duve, Tamar Herzog, 2024-02-08 Covering the precolonial period to the present *The Cambridge History of Latin American Law in Global Perspective* provides a comprehensive overview of Latin American law revealing the vast commonalities and differences within the continent as well as entanglements with countries around the world Bringing together experts from across the Americas and Europe this innovative treatment of Latin American law explains how law operated in different historical settings introduces a wide variety of sources of legal knowledge and focuses on law as a social practice It sheds light on topics such as the history of indigenous peoples laws the significance of religion in law Latin American independences national constitutions and codifications human rights dictatorships transitional justice and legal pluralism and a broad panorama of key aspects of the history of statehood and law This title is also available as Open Access on Cambridge Core

International Law and Transition to Peace in Colombia César Rojas-Orozco, 2021-07-05 In *International Law and Transition to Peace in Colombia* César Rojas Orozco analyses the role of international law in transition from armed conflict to peace by using the analytical framework of *jus post bellum* and Colombia as a case study While contemporary attention to *jus post bellum* has focused on its theoretical development and regarding international warfare this book is the first work to comprehensively assess the concept in practice and in the context of a non international armed conflict Discussing the creative formulas adopted in Colombia to conciliate international legal requirements and the practical needs of peace the book offers concrete elements to understand the concept of *jus post bellum* as a framework to guide other transitions around the world

Transitional Justice in Peacebuilding Djeyhoun Ostowar, 2020-11-22 This book explores the role of actors in determining transitional justice in peacebuilding contexts In recent decades transitional justice mechanisms and processes have been introduced to a variety of settings becoming widely regarded as essential elements in the peacebuilding toolbox While it has increasingly been suggested that transitional justice

is imposed by neo imperial actors with little regard for the needs and cultures of local populations evidence suggests that dismissing these policies as neo imperial or neo liberal impositions would result in grossly overlooking their dynamics which involve a whole range of relevant actors operating at multiple levels This book interrogates this theme through empirical analysis of three sites of peacebuilding that have seen extensive international involvement Kosovo East Timor and Afghanistan It proposes a novel framework for analysing and approaching transitional justice in peacebuilding that disaggregates three broad sets of actors operating at different levels in relevant processes external actors international and regional levels transitional justice promoters local national international and transnational levels and transitional regimes national and local levels The book argues that transitional justice in peacebuilding must be conceived of as actor contingent and malleable due to the significance of agency and inter actions of key categories of actors throughout peacebuilding transition This book will be of interest to students and practitioners of transitional justice peacebuilding law and International Relations

Infrastructures of Impunity Elizabeth F. Drexler, 2023-12-15 In *Infrastructures of Impunity* Elizabeth F Drexler argues that the creation and persistence of impunity for the perpetrators of the Cold War Indonesian genocide 1965 66 is not only a legal status but also a cultural and social process Impunity for the initial killings and for subsequent acts of political violence has many elements bureaucratic military legal political educational and affective Although these elements do not always work at once at times some are dormant while others are ascendant together they can be described as a unified entity a dynamic infrastructure whose existence explains the persistence of impunity For instance truth telling a first step in many responses to state violence did not undermine the infrastructure but instead bent to it Creative and artistic responses to revelations about the past however have begun to undermine the infrastructure by countering its temporality affect and social stigmatization and demonstrating its contingency and specific actions policies and processes that would begin to dismantle it Drexler contends that an infrastructure of impunity could take hold in an established democracy

Just Security in an Undergoverned World William J. Durch, Joris Larik, Richard Ponzio, 2018 *Just Security in an Undergoverned World* examines how humankind can manage global problems to achieve both security and justice in an age of antithesis Global connectivity is increasing visibly and invisibly in trade finance culture and information helping to spur economic growth technological advance and greater understanding and freedom but global disconnects are growing as well Ubiquitous electronics rely on high value minerals scraped from the earth by miners kept poor by corruption and war People abandon burning states for the often indifferent welcome of wealthier lands whose people in turn draw into themselves Humanity's very success underwritten in large part by lighting up gigatons of long buried carbon for 200 years now threatens humanity's future The global governance institutions established after World War Two to manage global threats especially the twin scourges of war and poverty have expanded in reach and impact while paradoxically losing the political support of their wealthiest and most powerful members Their problems mimic those of their

members in struggling to adapt to new problems and maintain trust in institutions This volume argues however that a properly mandated managed and modernized global architecture offers unparalleled potential to midwife solutions to vexing issues that transcend borders and capacities of individual actors from conflict and climate change to poverty and pandemic disease The volume offers just security as a new framework for evaluating innovative solutions and strategies for institutional reform

Business, Human Rights and Transitional Justice Irene Pietropaoli, 2020-05-07 This book considers the efficacy of transitional justice mechanisms in response to corporate human rights abuses Corporations and other business enterprises often operate in countries affected by conflict or repressive regimes As such they may become involved in human rights violations and crimes under international law either as the main perpetrators or as accomplices by aiding and abetting government actors Transitional justice mechanisms such as trials truth commissions and reparations have usually focused on abuses by state authorities or by non state actors directly connected to the state such as paramilitary groups Innovative transitional justice mechanisms have however now started to address corporate accountability for human rights abuses and crimes under international law and have attempted to provide redress for victims This book analyzes this development assessing how transitional justice can provide remedies for corporate human rights abuses and crimes under international law Canvassing a broad range of literature relating to international criminal law mechanisms regional human rights systems domestic courts truth and reconciliation commissions and land restitution programmes this book evaluates the limitations and potential of each mechanism Acknowledging the limited extent to which transitional justice has been able to effectively tackle the role of corporations in human rights violations and international crimes this book nevertheless points the way towards greater engagement with corporate accountability as part of transitional justice A valuable contribution to the literature on transitional justice and on business and human rights this book will appeal to scholars researchers and PhD students in these areas as well as lawyers and other practitioners working on corporate accountability and transitional justice

The Right to The Truth in International Law Melanie Klinkner, Howard Davis, 2019-07-26 The United Nations has established a right to the truth to be enjoyed by victims of gross violations of human rights The origins of the right stem from the need to provide victims and relatives of the missing with a right to know what happened It encompasses the verification and full public disclosure of the facts associated with the crimes from which they or their relatives suffered The importance of the right to the truth is based on the belief that by disclosing the truth the suffering of victims is alleviated This book analyses the emergence of this right as a response to an understanding of the needs of victims through to its development and application in two particular legal contexts international human rights law and international criminal justice The book examines in detail the application of the right through the case law and jurisprudence of international tribunals in the human rights and also the criminal justice context as well as looking at its place in transitional justice The theoretical foundations of the right to the truth are considered as well as the various objectives appropriate for different truth seeking mechanisms The

book then goes on to discuss to what extent it can be understood constructed and applied as a hard legally enforceable right with correlating duties on various people and institutions including state agencies prosecutors and judges

Stabilising the Contemporary Middle East and North Africa Victor Gervais, Saskia van Genugten, 2019-08-28 This book examines the changing dynamics of stabilisation efforts in the Middle East and North Africa Written by recognised scholars and practitioners in the field this volume provides a rich overview of the broader spectrum of stabilisation The topics range from a comprehensive set of lessons learned in Afghanistan and Iraq to transitional justice and reconciliation efforts in Tunisia and international attempts to protect the region's cultural heritage Ultimately this edited collection presents a comprehensive look at the attempts to increase stability in the MENA region

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