

EU Foreign Policy, Transitional Justice and Mediation

Principle, policy and practice

Laura Davis



Us Foreign Policy On Transitional Justice

Loramy Gerstbauer



Us Foreign Policy On Transitional Justice:

US Foreign Policy on Transitional Justice Annie R. Bird, 2015-02-04 Since the end of the Cold War the United States has been a key driver of transitional justice. It has provided crucial political backing as well as technical and financial assistance for trials, truth commissions and other measures aimed at helping societies address serious human rights violations. Surprisingly, however, scholars have not analyzed closely the role of the US in transitional justice. This book offers the first systematic and cross-cutting account of US foreign policy on transitional justice. It explores the development of US foreign policy on the field from World War I to the present and provides an in-depth examination of US involvement in measures in Cambodia, Liberia and Colombia. Annie Bird supports her findings with nearly 200 interviews with key US and foreign government officials, staff of transitional justice measures and country experts. By opening the black box of US foreign policy, the book shows how the diverse and evolving interests of presidential administrations, Congress, the State Department and other agencies play a major role in shaping US involvement in transitional justice. The book argues that despite multiple influences, US foreign policy on transitional justice is characterized by a distinctive approach that is symbolic, retributive and strategic. As the book concludes, this approach has influenced the field as a whole, including the establishment, design and implementation of transitional justice measures.

Human Rights and US Foreign Policy Jan Hancock, 2007-06-11 This book analyzes the role of human rights in the foreign policy of the George W. Bush Administration. References to human rights, freedom and democracy became prominent explanations for post-9/11 foreign policy, yet human rights have been neither impartially nor universally integrated into decision-making. Jan Hancock addresses this apparent paradox by considering three distinct explanations. The first position holds that human rights form a constitutive foreign policy goal; the second that evident double standards refute the first perspective. This book seeks to progress beyond this familiar discussion by employing a Foucaultian method of discourse analysis to suggest a third explanation. Through this analysis, the author examines how a discourse of human rights has been artificially produced and implemented in the presentation of US foreign policy. This illuminating study builds on a wealth of primary source evidence from human rights organizations to document the contradictions between the claims and practice of human rights made by the Bush Administration, as well as the political significance of denying this disjuncture. *Human Rights and US Foreign Policy* will be of interest to advanced students and researchers of US foreign policy, human rights, international relations and security studies.

Transitional Justice and the Historical Abuses of Church and State James Gallen, 2023-03-30 In this book, James Gallen provides an in-depth evaluation of the responses of Western States and churches to their historical abuses from a transitional justice perspective. Using a comparative lens, this book examines the application of transitional justice to address and redress the past in Ireland, Australia, Canada, the United States and United Kingdom. It evaluates the use of public inquiries and truth commissions, litigation, reparations, apologies and reconciliation in each context to address these abuses. Significantly, this novel analysis

considers how power and public emotions influence and often impede transitional justice's ability to address historical structural injustices. In addressing historical abuses, power fails to be redistributed and national and religious myths are not reconsidered, leading Gallen to conclude that the existing transitional justice efforts of states and churches remain an unrepentant form of justice. This title is also available as Open Access on Cambridge Core.

U.S. Foreign Policy and the

Politics of Apology Loramy Gerstbauer, 2016-10-14 Acts of contrition and transitional justice admission of wrong, apology and reparations have become fashionable in the discourse of international affairs. Using a case study approach that inspires student discussion of concrete examples, this text addresses important questions about the politics of apology in relation to some of the most controversial cases of US foreign policy over the past fifty years: Vietnam, Nicaragua, and the most recent war in Iraq. Loramy Gerstbauer offers an original transdisciplinary and accessible argument for the practical value of contrition, forgiveness, and reconciliation in international relations while examining why the United States has been a less than contrite nation and offering a prescription for how to change this state of affairs.

Cultural Rights and Wrongs in Transitional Justice Colin Luoma, 2025-09-09 Cultural Rights and Wrongs in Transitional Justice provides the first in-depth analysis of culture and cultural rights in the field of transitional justice. It takes stock of the role of cultural rights with respect to the field's historical marginalization of culture. Cultural rights remain a significant blind spot in the relevant research, one that has yet to be consistently incorporated into transitional justice practice or considered in academic theory. This book traces the marginalization of cultural rights to how the transitional justice field originated and evolved. Certain biases, assumptions, and preoccupations were cemented in a dominant model of justice in times of transition, especially as it relates to the concepts of transition justice and violence. Conventional notions have greatly restricted transitional justice from respecting cultural rights and addressing their violations. Cultural Rights and Wrongs in Transitional Justice challenges the dogmatic approaches inherent in the dominant model and retheorizes these core concepts in ways that enable and encourage a more robust engagement with cultural rights without sacrificing the *raison d'être* of the transitional justice project. It argues that transitional justice, unmoored from its initial conceptual boundaries, has the flexibility to respect and address large-scale cultural rights violations and accommodate local and Indigenous cultures. This flexibility allows the field to account for underlying cultural violence and empower cultural interventions in the wake of mass harm. This has the potential to strengthen the normative value of cultural rights, address root causes of violent conflict, respond to survivor priorities, and shape more meaningful long-term reforms.

Transitional Justice, International Assistance, and Civil Society Paige Arthur, Christalla Yakinthou, 2018-03-29 Explores how international assistance shapes transitional justice around the world and asks how civil society can play a larger role in them.

Mechanistic Realism and US Foreign Policy Johannes Gullestad Rø, 2013-06-26 This book aims to reinvigorate realist international relations theory by developing a catalogue of micro-mechanisms able to explain security policy decision-making. Typically, realism discounts the role of individuals and uses states

as the unit of analysis By examining instead the mental operations of those who act on behalf of the state a better understanding of security policy formation is attainable The book demonstrates how realism can be translated from a systemic grand theory into a catalogue of psychologically plausible mechanisms applicable to individual decision makers This catalogue here called Mechanistic Realism may be employed to investigate the cognitive precursors to security policy The explanatory power of Mechanistic Realism is demonstrated through a meticulous analysis of what transpired inside the George W Bush administration as its members forged a response to the 2001 terrorist attacks Through the exploration of individual level data Mechanistic Realism provides a more comprehensive analysis of the US response The book concludes that international relations IR scholars would benefit analytically by assembling the most pertinent mechanisms into an explanatory toolbox rather than developing and applying grand theories Mechanistic Realism is a first step in this direction This book should be of great interest to students of IR foreign policy American politics and security studies in general

Imagining Justice for Syria Beth Van Schaack, 2020-10-26 This book situates the war in Syria within the actual and imagined system of international criminal justice It explores the legal impediments and diplomatic challenges that have led to the fatal trinity affecting Syria the massive commission of international crimes that are subject to detailed investigations and documentation but whose perpetrators have enjoyed virtually complete impunity Given this tragic state of affairs the book tracks a number of accountability solutions being explored within multilateral initiatives and by civil society actors including innovations of institutional design the renewed utility of a range of domestic jurisdictional principles including the revival of universal jurisdiction in Europe the emergence of creative investigative and documentation techniques technologies and organizations and the rejection of state consent as a precondition for the exercise of jurisdiction Engaging both law and policy around international justice the text offers a set of justice blueprints within and without the International Criminal Court It also considers the utility propriety and practicality of pursuing a transitional justice program without a genuine political transition All told the book attempts to capture results of the creative energy radiating from members of the international community intent on advancing the accountability norm in Syria even in the face of geopolitical blockages within the U N Security Council In so doing it presents the range of juridical measures both criminal and civil that would be available to the international community to respond to the crisis if only the political will existed **Guarantees of**

Non-Repetition in International Human Rights Law and Transitional Justice Nita Shala, 2024-06-07 This book examines the understudied yet increasingly applied concept of Guarantees of Non Repetition under international human rights law and transitional justice Guarantees of Non Repetition GNRs are measures taken to ensure that human rights abuses do not recur They are especially crucial in post war contexts marked by severe and systematic violations However although they are increasingly invoked GNRs are not well understood and they have so far received only limited theoretical and practical analysis Tracing their development to the influence of international human rights law this book considers what

GNRs are how and why they have come about and how GNRs are implemented Through an explication of the history law and jurisprudence of GNR s in regional mechanisms in Latin America Europe and Asia as well as in international bodies the book maintains the increasing importance and as yet unfulfilled potential of this legal obligation in transitional justice settings This first book to analyse the development of GNRs and their application will appeal to scholars in the areas of law and transitional justice public policy and socio legal studies as well as lawyers and policy makers working in post conflict situations

The Taiwan Consensus and the Ethos of Area Studies in Pax Americana Jon Douglas Solomon,2023-06-29 This book constitutes a timely intervention into debates over the status of Taiwan at a moment when discussions of democracy and autocracy imperialism and agency unipolarity and multipolarity dominate the intellectual agenda of the day Pursuing a parallel trajectory that is both epistemic and historical that is traced out in relation both to Taiwan s recent history and to the disparate forms of knowledge production about that history this work engages in scholarly debate about some of the burning issues of our time including transitional justice hegemony and conspiracy in the digital age debt regimes cultural difference national language and the traumatic legacies of war colonialism anticommunism antiblackness and neoliberalism Providing trenchant analyses of the fundamental bipolarity that persists amidst both unipolar and multipolar conceptions of the world schema inherited from the colonial imperial modernity this book will be of interest to scholars in many fields including translation studies postcolonial studies Marxism studies trauma studies media studies poststructural theory gender studies cold war studies area studies American studies black studies and so forth

Corporate Accountability in the Context of Transitional Justice Sabine Michalowski,2014-06-23 Corporate Accountability in the Context of Transitional Justice explores how corporations can be held accountable for their role in past human rights violations when a country is making a transition from conflict or repression to peace and democracy It breaks new ground in theorizing the linkages between the areas of transitional justice and corporate accountability and analyzing problems frequently arising where the two fields meet in practice for example where the role of corporations in past human rights violations is examined by truth and reconciliation commissions or in the course of litigation The book provides an overview of the current trends in law and in legal and political discussion relating to both areas as well as in depth analysis of how tools of corporate accountability and transitional justice can complement each other in order to achieve the best outcomes for bringing justice to victims and lasting peace to societies The authors bring extensive experience from diverse professional backgrounds and jurisdictions to provide the first sustained attempt to address this link The book will be of interest to scholars practitioners policymakers and activists working in the areas of transitional justice corporate accountability and business and human rights

The Ashgate Research Companion to US Foreign Policy Robert J. Pauly,Jr.,2016-03-23 Examining the past present and future formulation and implementation of US foreign policy this research companion provides a range of interpretations of the topic so that the reader comes away with a clear knowledge of the academic and

policy debates that define the field The volume focuses on American foreign policy from both historical and political science analytical perspectives and divides into three sections

Transitional Justice in the United States of America Brianne McGonigle Leyh, 2025-08-08 This book employs a transitional justice lens in order to explore justice initiatives in the United States of America Transitional justice developed out of societal demands to better address serious abuse injustice and atrocities initially in South American post authoritarian contexts transitioning to democratic states and later elsewhere but especially within post conflict contexts The lens of transitional justice has only rarely been extended to the United States and never in a comprehensive way This book aims to provide a contemporary and critical analysis of relevant developments and debates within the United States related to transitional justice Using the framework of the five main pillars of transitional justice truth reparation accountability guarantee of non repetition and memory the book identifies and explores relevant justice initiatives both historical and contemporary across federal state and local levels in the United States The empirical examples taken up show how a broad array of civil society actors are driving transitional justice processes across the country By recognizing both extraordinary and ordinary justice processes as transitional justice the book offers a broader understanding of how groups navigate transitions to more democratic peaceful and socially just societies The examples further shed light on the expansion of the field to nontraditional contexts the relationship between global norms and local practices and the role of law and political compromise The book concludes by emphasizing the value and power of the plurality of initiatives taking shape across the United States but calls for a more coherent transitional justice policy at the national level This book is relevant for scholars and students with interests in transitional justice conflict resolution human rights Indigenous studies culture and race

Religious Pluralism, Globalization, and World Politics Thomas Banchoff, 2008-11-26 Religious pluralism is everywhere in today s politics Increased immigration flows the collapse of communism and the globalization of communications technologies have all fostered a wider variety of religious beliefs practices and organizations within and across democratic societies This is true in both the United States and Europe where growing and diverse minority communities are transforming the political landscape As a result controversies over such things as headscarves and depictions of Mohammed are unsettling a largely secular Europe while a Christian majority in the US faces familiar questions about church state relations amidst unprecedented religious diversity Far from receding into the background religious language pervades arguments around established issues such as abortion and capital punishment and new ones such as stem cell research and same sex marriage In *Democracy and the New Religious Pluralism* leading scholars from multiple disciplines explore these dynamics and their implications for democratic theory and practice What are the contours of this new religious pluralism What are its implications for the theory and practice of democracy Does increasing religious pluralism erode the cultural and social foundations of democracy To what extent do different religious communities embrace similar or at least compatible ethical and political commitments By seeking answers to these questions and

revealing religious pluralism as both a source of animosity and a potent force for peaceful engagement this book offers a revealing look at the future of religion in democratic societies Law in Transition Ruth Buchanan,Peer

Zumbansen,2014-12-01 Law has become the vehicle by which countries in the developing world including post conflict states or states undergoing constitutional transformation must steer the course of social and economic legal and political change Legal mechanisms in particular the instruments as well as concepts of human rights play an increasingly central role in the discourses and practices of both development and transitional justice These developments can be seen as part of a tendency towards convergence within the wider set of discourses and practices in global governance While this process of convergence of formerly distinct normative and conceptual fields of theory and practice has been both celebrated and critiqued at the level of theory the present collection provides through a series of studies drawn from a variety of contexts in which human rights advocacy and transitional justice initiatives are colliding with development projects programmes and objectives a more nuanced and critical account of contemporary developments The book includes essays by many of the leading experts writing at the intersection of development rights and transitional justice studies Notwithstanding the theoretical and practical challenges presented by the complex interaction of these fields the premise of the book is that it is only through engagement and dialogue among hitherto distinct fields of scholarship and practice that a better understanding of the institutional and normative issues arising in contemporary law and development and transitional justice contexts will be possible The book is designed for research and teaching at both undergraduate and graduate levels

ENDORSEMENTS An extraordinary collection of essays that illuminate the nature of law in today s fragmented and uneven globalized world by situating the stakes of law in the intersection between the fields of human rights development and transitional justice Unusual for its breadth and the quality of scholarly contributions from many who are top scholars in their fields this volume is one of the first that attempts to weave the three specialized fields and succeeds brilliantly For anyone working in the fields of development studies human rights or transitional justice this volume is a wake up call to abandon their preconceived ideas and frames and aim for a conceptual and programmatic restart Professor Balakrishnan Rajagopal Ford International Associate Professor of Law and Development Massachusetts Institute of Technology This superb collection of essays explores the challenges possibilities and limits faced by scholars and practitioners seeking to imagine forms of law that can respond to social transformation Drawing together cutting edge work across the three dynamic fields of law and development transitional justice and international human rights law this volume powerfully demonstrates that in light of the changes demanded of legal research education and practice in a globalizing world all law is law in transition Anne Orford Michael D Kirby Chair of International Law and Australian Research Council Future Fellow University of Melbourne A terrific volume Leading scholars of human rights development policy and transitional justice look back and into the future What has worked Where have these projects gone astray or conflicted with one another Law will only contribute forcefully to justice

development and peaceful sustainable change if the lessons learned here give rise to a new practical wisdom We all hope law can do better the essays collected here begin to show us how David Kennedy Manley O Hudson Professor of Law Director Institute for Global Law and Policy Harvard Law School American Foreign Policy and Postwar Reconstruction Jeff Bridoux,2013-01-11 On the eve of the invasion of Iraq President G W Bush argued that if setting up democracy in Japan and Germany after WW II was successful then it should also be successful in Iraq This book provides a detailed comparison of the reconstruction of Japan from 1945 to 1952 with the current reconstruction of Iraq evaluating the key factors affecting the success or failure of such projects The book seeks to understand why American officials believed that extensive social reengineering aiming at seeding democracy and economic development is replicable through identifying factors explaining the outcome of U S led post conflict reconstruction projects The analysis reveals that in addition to the effective use of material resources of power the outcome of reconstruction projects depends on a variety of other intertwined factors and Bridoux provides a new analytical framework relying on a Gramscian concept of power to develop a greater understanding of these factors and the ultimate success or failure of these reconstruction projects Appraising the effectiveness of American power in the contemporary international structure this work is a significant contribution to the field and will be of great interest to all scholars of foreign policy international relations and conflict studies Grassroots Activism and the Evolution of Transitional Justice Iosif Kovras,2017-04-27 Using a new global database of enforced disappearances this book demonstrates how victims groups have themselves shaped transitional justice policies Transitional Justice in Aparadigmatic Contexts Tine Destrooper,Line Engbo Gissel,Kerstin Bree Carlson,2023-03-23 This book explores the practical and theoretical opportunities as well as the challenges raised by the expansion of transitional justice into new and aparadigmatic cases The book defines transitional justice as the pursuit of accountability recognition and or disruption and applies an actor centric analysis focusing on justice actors intentions of and responses to transitional justice It offers a typology of different transitional justice contexts ranging from societies experiencing ongoing conflict to consolidated democracies and includes chapters from all types of aparadigmatic contexts This covers transitional justice in states with contested political authority shared political authority and consolidated political authority The transitional justice initiatives explored by the wide range of contributors are those of Afghanistan Belgium France Greenland Denmark Libya Syria Turkey Kurdistan UK Iraq US and Yemen Through these aparadigmatic case studies the book develops a new framework that appropriate to its expanding reach allows us to understand the practice of transitional justice in a more context sensitive bottom up and actor oriented way which leaves room for the complexity and messiness of interventions on the ground The book will appeal to scholars and practitioners in the broad field of transitional justice as represented in law criminology politics conflict studies and human rights The Introduction Chapter 8 and the Concluding Remarks of this book are freely available as a downloadable Open Access PDF at <http://www.taylorfrancis.com> under a Creative Commons Attribution Non

Commercial No Derivatives CC BY NC ND 4 0 license Localizing Transitional Justice Rosalind Shaw, Lars Waldorf, Pierre Hazan, 2010-04-23 Through war crimes prosecutions truth commissions purges of perpetrators reparations and memorials transitional justice practices work under the assumptions that truth telling leads to reconciliation prosecutions bring closure and justice prevents the recurrence of violence But when local responses to transitional justice destabilize these assumptions the result can be a troubling disconnection between international norms and survivors priorities Localizing Transitional Justice traces how ordinary people respond to and sometimes transform transitional justice mechanisms laying a foundation for more locally responsive approaches to social reconstruction after mass violence and egregious human rights violations Recasting understandings of culture and locality prevalent in international justice this vital book explores the complex unpredictable and unequal encounter among international legal norms transitional justice mechanisms national agendas and local priorities and practices *Searching for Truth in the Transitional Justice Movement* Jamie Rowen, 2017-08-11 This book re imagines transitional justice as a movement and explains why truth commissions are promoted and created By exploring how the movement developed as well as efforts to create truth commissions in the Balkans Colombia and the US it examines the processes through which political actors translate transitional justice into political action

Us Foreign Policy On Transitional Justice Book Review: Unveiling the Magic of Language

In a digital era where connections and knowledge reign supreme, the enchanting power of language has are more apparent than ever. Its capability to stir emotions, provoke thought, and instigate transformation is truly remarkable. This extraordinary book, aptly titled "**Us Foreign Policy On Transitional Justice**," compiled by a very acclaimed author, immerses readers in a captivating exploration of the significance of language and its profound affect our existence. Throughout this critique, we shall delve to the book is central themes, evaluate its unique writing style, and assess its overall influence on its readership.

<https://ftp.barnabastoday.com/public/book-search/Documents/the%20tiny%20house%20revolution%20a%20guide%20to%20living%20large%20in%20small%20spaces.pdf>

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