



Understanding the Law of Terrorism

McCormack, Wayne

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Understanding The Law Of Terrorism

David Lowe



Understanding The Law Of Terrorism:

Understanding the Law of Terrorism Erik Luna, Wayne McCormack, 2015 This Understanding treatise provides a compact review of the major areas of law concerned with or affected by terrorism Thoughtfully organized and clearly written Understanding the Law of Terrorism examines various subject matters such as criminal law and procedure constitutional law the law of evidence national security law and the law of armed conflict as the underlying legal doctrines and policies are influenced and at times distorted by counter terrorism efforts in law enforcement intelligence gathering and military action The topics include the difficulties in defining terrorism the principal federal statutes and bases for jurisdiction the role of conspiracy doctrine in terrorism investigations and prosecutions and the resulting concerns related to political freedom the crimes implicated by encouraging or assisting terrorism especially the provision of material support for terrorist activity or foreign terrorist organizations as well as the prospect of civil liability for terrorist activity the doctrinal impact of terrorism related searches the issues of profiling in terrorism investigations and the detention and deportation of terrorism suspects the use of intelligence surveillance for counter terrorism purposes the history and development of the Foreign Intelligence Surveillance Act and the problems of terrorism related mass surveillance both before and after the Snowden revelations the interrogation of terrorism suspects at home and abroad and the background and legal issues raised by the use of torture and extraordinary rendition in the war on terror the state secrets privilege and defense rights in terrorism cases the application of the Classified Information Procedures Act and related processes and the problems of public trials and courtroom security in terrorism prosecutions the history and development of the law of armed conflict and U S war powers the deployment of armed forces against terrorist organizations and the use of military force against foreign nations in response to terrorist attacks or to preempt terrorism the background of military detention and trial as an incident of war the evolving law of military detention for terrorism suspects and its application to Guant namo and the use of military commissions to try alleged terrorists and the use of targeted killings as a counter terrorism policy and the legal implications in the war on terror Understanding the Law of Terrorism thus offers jurists and practitioners a basic appreciation of an emerging sphere of law with increasing importance across disciplines while also serving pedagogical purposes for teachers and students interested in exploring the impact of a highly provocative subject and the resulting interactions among seemingly distinct fields of law

Understanding the Law of Terrorism McCormack, 2007 This new Understanding treatise provides a compact review of the three main approaches to combating terrorism criminal proceedings intelligence and prevention and military action The three modes of responses are not the same each has benefits and limitations and it will be difficult to find the proper balance among them Understanding the Law of Terrorism contributes to the search for balance by providing the tools for analysis and application of each of the three modes of response With regard to law enforcement it covers the requirements of conspiracy law the principal statutes dealing with terrorism designation of foreign terrorist organizations and the crime of

material support of terrorist activity or organizations It also goes into the international law dealing with crimes against humanity which could be a source of enforcement principles for terrorism On the intelligence front the book deals with the structure of the Intelligence Community the operation of the Foreign Intelligence Surveillance Act FISA and the mechanics of the Classified Information Procedure Act CIPA With regard to military response the book summarizes the Law of Armed Conflict LOAC delves into military detentions extraordinary renditions and harsh interrogation or torture Finally the book concludes with a look at the law of emergency situations and the degree to which ordinary processes of law may be suspended in times of crisis looking at both U S and foreign cases Throughout the book there are references to the law of other nations and international law There is also an Appendix with the principal U S statutes the major international conventions and treaties and the relevant U S executive orders

Understanding the Law of Terrorism Wayne McCormack, 2007-01

Defining Law Enforcement's Role in Protecting American Agriculture from

Agro-Terrorism Terry Knowles, 2011 This is a print on demand edition of a hard to find publication American agriculture represents a soft target for terrorists The single greatest threat to our agricultural economy is foot and mouth disease FMD An outbreak of this highly contagious viral disease would have a catastrophic effect including cessation of beef exports full scale quarantines possible destruction of millions of animals stop movement orders and economic chaos Five primary groups are considered to be threats to agriculture international terrorists domestic terrorists militant animal rights groups economic opportunists and disgruntled employees This in depth study determined law enforcement's role in protecting against acts of agro terrorism Conclusion Law enforcement has insufficient resources to adequately respond to a FMD outbreak

Digital Privacy, Terrorism and Law Enforcement Simon Hale-Ross, 2018-07-06 This book examines the UK's response to terrorist communication Its principle question asks has individual privacy and collective security been successfully managed and balanced The author begins by assessing several technologically based problems facing British law enforcement agencies including use of the Internet the existence of darknet untraceable Internet telephone calls and messages smart encrypted device direct messaging applications and commercially available encryption software These problems are then related to the traceability and typecasting of potential terrorists showing that law enforcement agencies are searching for needles in the ever expanding haystacks To this end the book examines the bulk powers of digital surveillance introduced by the Investigatory Powers Act 2016 The book then moves on to assess whether these new powers and the new legislative safeguards introduced are compatible with international human rights standards The author creates a digital rights criterion from which to challenge the bulk surveillance powers against human rights norms Lord Carlile of Berriew CBE QC in recommending this book notes this particular legal advancement commenting that rightly so the author concludes the UK has fairly balanced individual privacy with collective security The book further analyses the potential impact on intelligence exchange between the EU and the UK following Brexit Using the US as a case study the book shows that UK laws must

remain within the ambit of EU law and the Court of Justice of the European Union's CJEU's jurisprudence to maintain the effectiveness of the exchange. It addresses the topics with regard to terrorism and counterterrorism methods and will be of interest to researchers, academics, professionals and students researching counterterrorism and digital electronic communications, international human rights, data protection and international intelligence exchange.

Terrorism, Law and Policy David Lowe, 2022-04-25. *Terrorism Law and Policy: A Comparative Study* is a textbook offering a comparative study of the terrorism-related legislation, policy and practice introduced from international governmental bodies such as the UN and the European Union and individual states with a focus on Australia, Canada, New Zealand, the UK and the US. It offers a uniquely legal perspective on key themes relating to terrorism and security. This new edition is brought fully up to date with the ever-changing developments in terrorist activity as well as in states' approaches to anti-terrorism legislation and policy. It includes new chapters on the far right and extreme far right, cause one on offering a comparative study of the anti-terrorism policies of states and international bodies and the role of international and national counterterrorism agencies, planning and preparing acts of terrorism and a new chapter on freedom of expression, hate crime and proscribing groups as terrorist organisations. *Terrorism Law and Policy: A Comparative Study* is ideally suited for terrorism and security modules at undergraduate and postgraduate levels and will also be of interest to practitioners working on the legal aspects of these areas.

The United States, International Law and the Struggle against Terrorism Thomas McDonnell, 2023-05-09.

This book discusses the critical legal issues raised by the US responses to the terrorist threat, analyzing the actions taken by the Bush administration during the so-called war on terrorism and their compliance with international law. Thomas McDonnell highlights specific topics of legal interest, including torture, extra-judicial detentions and the invasions of Afghanistan and Iraq, and examines them against the backdrop of terrorist movements which have plagued Britain and Russia. The book extrapolates from the actions of the USA, going on to look at the difficulties all modern democracies face in trying to combat international terrorism. This book demonstrates why current counterterrorism practices and policies should be rejected and new policies adopted that are compatible with international law. Written for students of law, academics and policy makers, the volume demonstrates the dangers that breaking international law carries in the war on terrorism.

Understanding Law in Society Knut Papendorf, Stefan Machura, Kristian Andenæs, 2011. The sociology of law has made impressive progress over the last decades. The present volume brings together scholars from Austria, Britain, Germany and Scandinavia to discuss major developments. The book starts with analyses of the sociology of law advanced by the most outstanding theorists in the field: Max Weber and Niklas Luhmann. Their legacy is assessed by Hubert Treiber, Frank Welz and Inger Johanne Sand. Next, Hakan Hyden emphasises the gain sociology of law could have from a stronger focus on norms. Armin Holand and Ole Hammerslev ask about the effects courts have. Klaus F. Rohl provides an international overview on alternatives of law, one of the main topics of socio-legal studies since the 1960s. The final article by Stefan Machura in this

volume addresses the media's impact on the public's perception of the legal system *Understanding the Homeland Threat Landscape* United States. Congress. House. Committee on Homeland Security, 2012 *Understanding Law in a Changing Society* Bruce E. Altschuler, Celia A. Sgroi, Margaret R. Ryniker, 2016-01-08 To most Americans the law especially noncriminal law is a mystery that only someone with a law degree can solve *Understanding Law in a Changing Society* renders the complexity of law at a level that everyone can understand The book walks readers through the structure of the legal system different divisions of civil law and the core concepts and distinctions that underlie contemporary legal thought It also provides insight into the way law and social change affect one another With this revised and updated third edition the authors have incorporated an updated preface and a new introduction outlined a How to Brief a Case section included new case studies readings and You be the Judge features for selected chapters and for the first time added a glossary of legal terms and key websites to the book Important developments in judicial selection the state secrets doctrine and family law including same sex marriage child custody and unwed fathers rights are highlighted

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