



Daniel Rezene Mekonnen

TRANSITIONAL JUSTICE

Framing a Model for Eritrea

Transitional Justice Framing A Model For Eritrea

**Mirjam van Reisen, Munyaradzi
Mawere**



Transitional Justice Framing A Model For Eritrea:

Transitional Justice Daniel Rezene Mekonnen, 2009 Introduction The political history of Eritrea Eritrea's legal obstacles under international law Factual findings on violations of international law in Eritrea Prosecution as a major instrument of accountability Alternative forms of accountability Outlines of a workable transitional justice model for Eritrea **Mixed Legal Systems, East and West** Vernon Valentine Palmer, Mohamed Y. Mattar, 2016-07-22 Advancing legal scholarship in the area of mixed legal systems as well as comparative law more generally this book expands the comparative study of the world's legal families to those of jurisdictions containing not only mixtures of common and civil law but also to those mixing Islamic and or traditional legal systems with those derived from common and or civil law traditions With contributions from leading experts in their fields the book takes us far beyond the usual focus of comparative law with analysis of a broad range of countries including relatively neglected and under researched areas The discussion is situated within the broader context of the ongoing development and evolution of mixed legal systems against the continuing tides of globalization on the one hand and on the other hand the emergence of Islamic governments in some parts of the Middle East the calls for a legal status for Islamic law in some European countries and the increasing focus on traditional and customary norms of governance in post colonial contexts This book will be an invaluable source for students and researchers working in the areas of comparative law legal pluralism the evolution of mixed legal systems and the impact of colonialism on contemporary legal systems It will also be an important resource for policy makers and analysts *Religion, Gender, and the Public Sphere* Niamh Reilly, Stacey Sriver, 2013-11-26 The re emergence of religion as a significant cultural social and political force is not gender neutral Tensions between claims for women's equality and the rights of sexual minorities on one side and the claims of religions on the other side are well documented across all major religions and regions It is also well recognized in feminist scholarship that gender identities and ethno religious identities work together in complex ways that are often exploited by dominant groups Hence a more comprehensive understanding of the changing role and influence of religion in the public sphere more widely requires complex multidisciplinary and comparative gender analyses Most recent discussion on these matters however especially in Europe has focused primarily on the perceived subordinate status of Muslim women These debates are a reminder of the deep interrelation of questions of gender identity human rights and religious freedom more generally The relatively narrow albeit important purview of such discussions so far however underscores the need to extend the horizon of enquiry vis vis religion gender and the public sphere beyond the binary of Islam versus the West *Religion Gender and the Public Sphere* moves gender from the periphery to the centre of contemporary debates about the role of religion in public and political life It offers a timely multidisciplinary collection of gender focused essays that address an array of challenges arising from the changing role and influence of religious organisations identities actors and values in the public sphere in contemporary multicultural and democratic societies **Human Trafficking and Trauma in the Digital Era** Mirjam van

Reisen, Munyaradzi Mawere, 2017-02-13 Eritrean refugees crisscross between countries in the Horn of Africa and North Africa in search of a safe place. Along their journeys they are looted, threatened, intimidated, violated, and held for ransom. This book revisits the human trafficking crisis that first emerged in the Sinai at the end of 2008 and examines the expansion of human trafficking of Eritrean refugees and other forms of exploitation beyond the Sinai. It focuses on the modus operandi of these practices and on identifying their key facilitators and beneficiaries. The book locates the origin of these practices within Eritrea; it reveals how a deliberate policy of impoverishment and human rights abuses has driven the people out of the country and how individuals within Eritrea and particularly within the ruling party benefit from the smuggling and trafficking of Eritrean refugees. The use of information communication technologies (ICTs) is identified as key to the new modus operandi of this criminal business and is found to further facilitate widespread collective trauma amongst Eritreans who witness the abuse of their family members and fellow nationals through digital networks. An entire section in this book is dedicated to assessing the extent and effects of individual and collective trauma caused by Sinai trafficking and to examining potential approaches to healing. Other sections discuss the vulnerabilities of Eritrean minors and women and the connections between human trafficking, terrorism, and organ trafficking. The last section of the book raises the question of accountability. It examines and evaluates international responses to this forgotten crisis and discusses the need for policies that tackle the problem where it emerges in Eritrea.

Enslaved Mirjam Van Reisen, 2023-01-21 Eritrean refugees are being trafficked and enslaved in Libya where they are tortured to force relatives to pay a ransom for their release. Labelled with a digital code, they are moved along in the possession of the traffickers through a series of black holes in which their access to digital technologies and connectivity is highly controlled. They are tortured, abused, extorted, and subjected to sexual violence. Many die along the way. If they make it to the Mediterranean Sea, they risk being intercepted and returned to Libya or dying at sea. Over the period of this study (2017-21), it is conservatively estimated that at least 200,000 men, women, and children have fallen victim to human trafficking for ransom in Libya and the cumulative value of this trade for that period is estimated at over 1 billion USD. This detailed ethnographic study identifies the routes, modus operandi, organisation, and key actors involved in the human trafficking for ransom of refugees and migrants who are desperately in need of protection. The book is part of the GAIC Research Network and African Studies series published by Langaa RPCIG and makes an important contribution to the literature on human trafficking, migration studies, African studies, modern slavery, social protection, and governance.

The African Garrison State Kjetil Tronvoll, Daniel Rezene Mekonnen, 2014 WINNER 2015 CHOICE Outstanding Academic Title Award Examines Eritrea's deprivation of human rights since independence and its transformation into a militarised garrison state. When Eritrea gained independence in 1991, hopes were high for its transformation. In two decades, however, it became one of the most repressive in the world, effectively a militarised garrison state. This comprehensive and detailed analysis examines how the prospects for democracy in the new state turned to ashes, reviewing its development and in particular the

loss of human rights and the state's political organisation Beginning with judicial development in independent Eritrea subsequent chapters scrutinise the rule of law and the court system the hobbled process of democratisation and the curtailment of civil society the Eritrean prison system and everyday life of detention and disappearances and the situation of minorities in the country first in general terms and then through exploration of a case study of the Kunama ethnic group While the situation is bleak it is not without hope however the conclusion focuses on opposition to the current regime and offers scenarios of regime change and how the coming of a second republic may yet reconfigure Eritrea politically Kjetil Tronvoll is Professor of Peace and Conflict Studies at Bjoerknes College founding and senior partner of the International Law and Policy Institute Oslo and a former Professor of Human Rights at the University of Oslo Daniel R Mekonnen is Senior Legal Advisor International Law and Policy Institute Oslo and former Judge of the Zoba Maekel Provincial Court in Eritrea

Handbook of Research on Transitional Justice and Peace Building in Turbulent Regions Cante, Fredy, Quehl, Hartmut, 2015-12-17 In the era of globalization awareness surrounding issues of violence and human rights violations has reached an all time high In a world where billions of human beings have the potential to create endless destruction these same individuals are capable of working cooperatively to create adequate solutions to current global problems The Handbook of Research on Transitional Justice and Peace Building in Turbulent Regions focuses on current issues facing nations and regions where poverty and conflict are endangering the lives of citizens as well as the socio economic viability of those regions Highlighting crucial topics and offering potential solutions to problems relating to domestic and international conflict societal safety and security as well as political instability this comprehensive publication is designed to meet the research needs of economists social theorists politicians policy makers human rights activists researchers and graduate level students across disciplines Building a Future on Peace and Justice Kai Ambos, Judith Large, Marieke Wierda, 2008-12-04 Results of the 2007 Nuremberg Conference on Peace and Justice Tensions between peace and justice have long been debated by scholars practitioners and agencies including the United Nations and both theory and policy must be refined for very practical application in situations emerging from violent conflict or political repression Specific contexts demand concrete decisions and approaches aimed at redress of grievance and creation of conditions of social justice for a non violent future There has been definitive progress in a world in which blanket amnesties were granted at times with little hesitation There is a growing understanding that accountability has pragmatic as well as principled arguments in its favour Practical arguments as much as shifts in the norms have created a situation in which the choice is increasingly seen as which forms of accountability rather than a stark choice between peace and justice It is socio political transformation not just an end to violence that is needed to build sustainable peace This book addresses these dilemmas through a thorough overview of the current state of legal obligations discussion of the need for a holistic approach including development analysis of the implications of the coming into force of the ICC and a series of hard case studies on internationalized and local approaches

devised to navigate the tensions between peace and justice **African Journal on Conflict Resolution** ,2010

Routledge Handbook of African Peacebuilding Bruno Charbonneau,Maxime Ricard,2022-05-30 Africa lies at the centre of the international community's peacebuilding interventions and the continent's rich multitude of actors ideas relationships practices experiences locations and contexts in turn shapes the possibilities and practices of contemporary peacebuilding This timely new handbook surveys and analyses peacebuilding as it operates in this specifically African context The book begins by outlining the evolution and the various ideologies conceptualizations institutions and practices of African peacebuilding It identifies critical differences in how African peacebuilders have conceptualized and operationalized peacebuilding The book then considers how different actors sustain construct and use African infrastructure to identify and analyse converging differing or competing mandates approaches and interests Finally it analyses specific thematic issues such as gender justice development democracy and the politics of knowledge before ending with in depth analyses of case studies drawn from across the continent Bringing together an international line up of expert contributors this book will be an essential read for students and scholars of African politics post conflict reconstruction security and peace and conflict studies

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

Women's Access to Transitional Justice in Timor-Leste Noemí Pérez Vásquez,2022-06-16 Seeing the role of transitional justice as an area of contestation this book focuses on the principle of equality guaranteed in the access to transitional justice mechanisms By raising women's experiences in dealing with the law and policies as well as the implications of community and family practices during post conflict situations the book shows how these mechanisms may have been implemented mechanically without considering the different intersections of discrimination the public and private divides that exist in the local context or the stereotypes and values of international and national actors The book argues that without unpacking the barriers in the administration of transitional justice the different mechanisms that are implemented in

a post conflict situation may set a higher threshold for the participation of women Moreover by taking into account women s perceptions of justice it further argues that scholars have paid insufficient attention to the welfare structures that are produced after a conflict particularly the pensions of veterans Going beyond the focus on sexual violence a relationship between the violations and post conflict economic justice may have longer term consequences for women since it perpetuates their inequality and lack of recognition in times of peace The use of transitional justice may thus exacerbate the invisibility of and discrimination against certain sections of the population Inspired by the work of Hannah Arendt and based on extensive field research in Timor Leste the book has larger implications for the overarching debate on the social consequences of transitional justice

Framing the State in Times of Transition Laurel E. Miller,Louis Aucoin,2010 Analyzing nineteen cases this title offers practical perspective on the implications of constitution making procedure and explores emerging international legal norms

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

Jus Post Bellum and Transitional Justice Larry May,Elizabeth Edenberg,2013-10-07 This collection of essays explores the legal and moral questions that arise at the end of war and in the transition to less oppressive regimes

Worlds of Human Rights Bill Derman,Anne Hellum,Kristin Sandvik,2013-04-15 This book engages with contemporary African human rights struggles including land property gender equality and legal identity Through ethnographic field studies it situates claims making by groups and individuals that have been subject to injustices and abuses often due to different

forms of displacement in specific geographical historical and political contexts Exploring local communities complexities and divided interests it addresses the ambiguities and tensions surrounding the processes whereby human rights have been incorporated into legislation social and economic programs legal advocacy land reform and humanitarian assistance It shows how existing relations of inequality domination and control are affected by the opportunities offered by emerging law and governance structures as a plurality of non state actors enter what previously was considered the sole regulatory domain of the nation state *Refugees' Roles in Resolving Displacement and Building Peace* Megan Bradley,James Milner,Blair Peruniak,2019-06-01 How are refugee crises solved This has become an urgent question as global displacement rates continue to climb and refugee situations now persist for years if not decades The resolution of displacement and the conflicts that force refugees from their homes is often explained as a top down process led and controlled by governments and international organizations This book takes a different approach Through contributions from scholars working in politics anthropology law sociology and philosophy and a wide range of case studies it explores the diverse ways in which refugees themselves interpret create and pursue solutions to their plight It investigates the empirical and normative significance of refugees engagement as agents in these processes and their implications for research policy and practice This book speaks both to academic debates and to the broader community of peacebuilding humanitarian and human rights scholars concerned with the nature and dynamics of agency in contentious political contexts and identifies insights that can inform policy and practice *Research Handbook on Transitional Justice* Cheryl Lawther,Luke Moffett,Dov Jacobs,2017-06-30 Providing detailed and comprehensive coverage of the transitional justice field this Research Handbook brings together leading scholars and practitioners to explore how societies deal with mass atrocities after periods of dictatorship or conflict Situating the development of transitional justice in its historical context social and political context it analyses the legal instruments that have emerged *Oxford Handbook of Transitional Justice* ,2025-08-15 The Oxford Handbook of Transitional Justice is an authoritative guide to the rapidly growing domain of transitional justice the practices and processes of reckoning pursued in the aftermath of historic injustice Since the neologism s coining in the late 1990s transitional justice has become one of the 21st century s most influential practices of international humanitarianism However transitional justice projects often conceal the very violence they are intended to address or even inflict further violence on victims of atrocities Across 48 genre bending chapters the Handbook explores articulates and advances a multifaceted critique of transitional justice Ranging innovatively across space and time it interrogates the nature and legacies of the justice cascade that the prosecution of international crimes is said to have inspired An interdisciplinary cast of leading scholars questions the meaning and efficacy of transitional justice s modalities which range from archives to courts from memorials to reparations In so doing this volume s authors critically challenge the panglossian orthodoxies that have accumulated and ossified around efforts to come to terms with violent pasts from colonialism to genocide This global endeavor is not one of tear down however

Rather it points toward a reimagined project that is more clear eyed about the promises of transitional justice and its inherent limits A definitive work on the subject The Oxford Handbook of Transitional Justice is essential reading for students scholars and practitioners interested in practices of reckoning **The Big Gamble** Milena Belloni,2019-12-17 A free open access ebook is available upon publication Learn more at www.luminosoa.org Tens of thousands of Eritreans make perilous voyages across Africa and the Mediterranean Sea every year Why do they risk their lives to reach European countries where so many more hardships await them By visiting family homes in Eritrea and living with refugees in camps and urban peripheries across Ethiopia Sudan and Italy Milena Belloni untangles the reasons behind one of the most under researched refugee populations today Balancing encounters with refugees and their families smugglers and visa officers The Big Gamble contributes to ongoing debates about blurred boundaries between forced and voluntary migration the complications of transnational marriages the social matrix of smuggling and the role of family expectations emotions and values in migrants choices of destinations

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