

TRANSITIONAL JUSTICE AND THE ARAB SPRING

EDITED BY KIRSTEN J. FISHER
AND ROBERT STEWART

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Transitional Justice And The Arab Spring

Chandra Lekha Sriram



Transitional Justice And The Arab Spring:

Transitional Justice and the Arab Spring Kirsten Fisher, Robert Stewart, 2015-03-24 This book presents a varied and critical picture of how the Arab Spring demands a re examination and re conceptualization of issues of transitional justice It demonstrates how unique features of this wave of revolutions and popular protests that have swept the Arab world since December 2010 give rise to distinctive concerns and problems relative to transitional justice The contributors explore how these issues in turn add fresh perspective and nuance to the field more generally In so doing it explores fundamental questions of social justice reconstruction and healing in the context of the Arab Spring Including the perspectives of academics and practitioners Transitional Justice and the Arab Spring will be of considerable interest to those working on the politics of the Middle East normative political theory transitional justice international law international relations and human rights

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Transitional Justice and the Prosecution of Political Leaders in the Arab Region Dr Noha Aboueldahab, 2017 The dramatic uprisings that ousted the long standing leaders of several countries in the Arab region set in motion an unprecedented period of social political and legal transformation The prosecution of political leaders took centre stage in the pursuit of transitional justice following the Arab Spring Through a comparative case study of Egypt Libya Tunisia and Yemen this book argues that transitional justice in the Arab region presents the strongest challenge yet to the transitional justice paradigm This paradigm is built on the underlying assumption that transitions constitute a shift from non liberal to liberal democratic regimes where often legal measures are taken to address atrocities committed during the prior regime The book is guided by two principal questions first what trigger and driving factors led to the decision of whether or not to prosecute former political leaders And second what shaping factors affected the content and extent of decisions regarding prosecution In answering these questions the book enhances our understanding of how transitional justice is pursued by different actors in varied contexts In doing so it challenges the predominant understanding that transitional justice uniformly occurs in liberalising contexts and calls for a re thinking of transitional justice theory and practice Using original findings generated from almost 50 interviews across 4 countries this research builds on the growing critical literature that claims that

transitional justice is an under theorised field and needs to be developed to take into account non liberal and complex transitions It will be stimulating and thought provoking reading for all those interested in transitional justice and the Arab Spring **Transitional Justice in the Middle East and North Africa** Chandra Lekha Sriram,2016 The chapters in this volume written largely by experts in the field draw upon pre and post Arab Spring use of transitional justice mechanisms in a range of countries including Algeria Egypt Tunisia Yemen Libya Morocco and Bahrain **Transitional Justice and the Arab Spring** ,2012 **Transitional Justice and the Prosecution of Political Leaders in the Arab Region** Noha

Aboueldahab,2017-10-05 The dramatic uprisings that ousted the long standing leaders of several countries in the Arab region set in motion an unprecedented period of social political and legal transformation The prosecution of political leaders took centre stage in the pursuit of transitional justice following the Arab Spring Through a comparative case study of Egypt Libya Tunisia and Yemen this book argues that transitional justice in the Arab region presents the strongest challenge yet to the transitional justice paradigm This paradigm is built on the underlying assumption that transitions constitute a shift from non liberal to liberal democratic regimes where often legal measures are taken to address atrocities committed during the prior regime The book is guided by two principal questions first what trigger and driving factors led to the decision of whether or not to prosecute former political leaders And second what shaping factors affected the content and extent of decisions regarding prosecution In answering these questions the book enhances our understanding of how transitional justice is pursued by different actors in varied contexts In doing so it challenges the predominant understanding that transitional justice uniformly occurs in liberalising contexts and calls for a re thinking of transitional justice theory and practice Using original findings generated from almost 50 interviews across 4 countries this research builds on the growing critical literature that claims that transitional justice is an under theorised field and needs to be developed to take into account non liberal and complex transitions It will be stimulating and thought provoking reading for all those interested in transitional justice and the Arab Spring **Transitional Justice in the Middle East and North Africa** Chandra Lekha Sriram,2016 The chapters in this volume written largely by experts in the field draw upon pre and post Arab Spring use of transitional justice mechanisms in a range of countries including Algeria Egypt Tunisia Yemen Libya Morocco and Bahrain

Transitional Justice in the Wake of the Arab Spring Emily Perish,2014 In this paper we provide an overview of transitional justice in Tunisia Egypt and Bahrain We begin each section with a brief overview of the violence and repression that gave rise to transitional justice demands Then we outline transitional justice processes to date offering some preliminary conclusions on their strengths and weaknesses We conclude by examining some of the factors shaping transitional justice in each country and offer some thoughts on the likely future course of transitional justice **Truth and Transitional Justice** Alice Panepinto,2022-02-24 With a unique transitional justice perspective on the Arab Spring this book assesses the relocation of transitional justice from the international paradigm to Islamic legal systems The Arab uprisings and new and old

conflicts in the Middle East North Africa and other contexts where Islam is a prominent religion have sparked an interest in localising transitional justice in the legal systems of Muslim majority communities to uncover the truth about past abuse and ensure accountability for widespread human rights violations This raises pressing questions around how the international paradigm of transitional justice and in particular its truth seeking aims might be implemented and adapted to local settings characterised by Muslim majority populations and at the same time drawing from relevant norms and principles of Islamic law This book offers a critical analysis of the relocation of transitional justice from the international paradigm to the legal systems of Muslim majority societies in light of the inherently pluralistic realities of these contexts It also investigates synergies between international law and Islamic law in furthering truth seeking the formation of collective memories and the victims right to know the truth as key aims of the international paradigm of transitional justice and broadly supported by the shari ah This book will be a useful reference for scholars practitioners and policymakers seeking to better understand the normative underpinnings of potential transitional truth seeking initiatives in the legal systems of Muslim majority societies At the same time it also proposes a more critical and creative way of thinking about the challenges and opportunities of localising transitional justice in contexts where the principles and ideas of Islamic law carry different meanings

Transitional Justice in Post-Revolutionary Tunisia (2011-2013) Domenica Preysing, 2016-01-28 Domenica Preysing offers a critical reading of transitional justice that focuses on political dynamics in post revolutionary Tunisia from the ouster of president Ben Ali in January 2011 until the adoption of transitional justice bill in December 2013 She explores the role structure and characteristics of evolving transitional justice policy discourse to provide a better understanding of how by who and to what effect the policy label transitional justice is progressively filled with meaning She shows that conflicting interpretations of both the past and the present have been both deeply embedded in and an expression of the dynamic context of domestic political transformation as old and new elites struggle over the political identity and direction of post Ben Ali Tunisia

Transitional Justice and Reconciliation Martina Fischer, Olivera Simic, 2015-11-06 Scholars and practitioners alike agree that somehow the past needs to be addressed in order to enable individuals and collectives to rebuild trust and relationships However they also continue to struggle with critical questions When is the right moment to address the legacies of the past after violent conflict How can societies address the past without deepening the pain that arises from memories related to the violence and crimes committed in war How can cultures of remembrance be established that would include and acknowledges the victims of all sides involved in violent conflict How can various actors deal constructively with different interpretations of facts and history Two decades after the wars societies in Bosnia Serbia and Croatia albeit to different degrees are still facing the legacies of the wars of the 1990s on a daily basis Reconciliation between and within these societies remains a formidable challenge given that all three countries are still facing unresolved disputes either at a cross border level or amongst parallel societies that persist at a local community level This book engages

scholars and practitioners from the regions of former Yugoslavia as well as international experts to reflect on the achievements and obstacles that characterise efforts to deal with the past Drawing variously on empirical studies theoretical discussions and practical experience their contributions offer invaluable insights into the complex relationship between transitional justice and conflict transformation Gender Politics in Transitional Justice Catherine O'Rourke,2013-08-22 What role do transitional justice processes play in determining the gender outcomes of transitions from conflict and authoritarianism What is the impact of transitional justice processes on the human rights of women in states emerging from political violence Gender Politics in Transitional Justice argues that human rights outcomes for women are determined in the space between international law and local gender politics The book draws on feminist political science to reveal the key gender dynamics that shape the strategies of local women s movements in their engagement with transitional justice and the ultimate success of those strategies termed the local fit Also drawing on feminist doctrinal scholarship in international law the international frame examines the role of international law in defining harms against women in transitional justice and in determining the from and to of transitions from conflict and authoritarianism This book locates evolving state practice in gender and transitional justice over the past two decades within the context of the enhanced protection of women s human rights under international law Relying on original empirical and legal research in Chile Northern Ireland and Colombia the book speaks more broadly to the study of gender politics and international law in transitional justice *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 **Research Handbook on Transitional Justice** Cheryl Lawther,Luke Moffett,2023-08-14 Providing a refreshing take on transitional justice this second edition Research Handbook brings together an expanse of scholarly expertise to reconsider how societies deal with gross human rights violations structural injustices and mass violence Contextualised by historical developments it covers a diverse range of concepts actors and mechanisms of transitional justice while shedding light on new and emerging areas in the field Transformative Transitional Justice and the Malleability of Post-Conflict States Padraig McAuliffe,2017-03-31 Despite the growing focus on issues of socio economic transformation in contemporary transitional justice the path dependencies imposed by the political economy of war to peace transitions and the limitations imposed by weak statehood are seldom considered This book explores transitional justice s prospects for seeking economic justice and reform of structures of poverty in the specific context of post conflict states **New Critical Spaces in Transitional Justice** Arnaud Kurze,Christopher K.

Lamont,2019-01-10 Since the 1980s transitional justice mechanisms have been increasingly applied to account for mass atrocities and grave human rights violations throughout the world Over time post conflict justice practices have expanded across continents and state borders and have fueled the creation of new ideas that go beyond traditional notions of amnesty retribution and reconciliation Gathering work from contributors in international law political science sociology and history New Critical Spaces in Transitional Justice addresses issues of space and time in transitional justice studies It explains new trends in responses to post conflict and post authoritarian nations and offers original empirical research to help define the field for the future **Feminist Policymaking in Turbulent Times** Hannah Partis-Jennings, Clara

Eroukhmanoff,2024-05-31 Feminist Policymaking in Turbulent Times offers a unique and timely reflection of the critical debates around the institutionalisation of feminist and gender focused ideas and norms into policy Many states and non governmental organisations are increasingly invested in feminist policymaking at the domestic and international levels Yet this liberal feminist agenda is also vastly disputed by critical intersectional and decolonial voices on the one hand and by anti gender movements around the world on the other hand Indeed while opposition to gender ideology is mounting from reactionary religious and secular forces feminist policymaking is also being challenged in important ways from within Thus this book situates feminist policymaking in a challenging and turbulent global context This book explores feminist policymaking in multiple areas of policy examining various gender focused programmes that states and international organisations have undertaken in the last decade offering critical interventions and rethinking the relationship between feminism and policy This book not only reflects on the advances of feminist policymaking globally but also critically assesses the intersectional challenges embedded within it and lying ahead It moves the field forward by creating opportunities based on lived experiences for re imagining the transformative potential of the nexus between feminism and policymaking Interdisciplinary in scope and bringing to the fore the voices of both academics and practitioners this book is the product of an international collaboration forging links and dialogue that are increasingly necessary to question some of the exclusionary militaristic and hierarchical assumptions of policymaking which is labelled as feminist Feminist Policymaking in Turbulent Times will be of interest to all scholars students and practitioners interested in the role of gender in policymaking and concerned with contestations around gender focused projects **Transitional Justice in Tunisia** Simon Robins, Paul

Gready,2022-07-15 This book engages comprehensively with the dynamics of the transitional justice process in Tunisia and its mechanisms elaborating lessons for transitional justice practice globally Grounded in new empirical material as well as a broader awareness of transitional justice this book provides a thorough assessment of transitional justice in Tunisia Beyond an overview of the process it critically engages with key questions such as the extent to which the process articulated global contemporary practice such as liberal state building and narrow conceptions of justice as civil political rights and to which it generated novel approaches at odds with the mainstream that can inform global practice The book examines how the

transitional justice process in Tunisia has been contextualised and made relevant to the nation's circumstances and needs. It looks at innovation at the level of formal mechanisms and at the dynamics of mobilisation and contestation surrounding transitional justice both from civil society organisations and victims groups. Bringing together analysis from legal scholars, social scientists as well as activists and practitioners, the book challenges the legalism of transitional justice discourse globally, engendering a dialogue between these legal and judicial approaches on the one hand and alternative, more diverse and radical approaches to justice on the other, in order to both deal with the past and to address ongoing injustice. This first book in English to address the dynamics and mechanisms of the transitional justice process in Tunisia will appeal to students and scholars of transitional justice, human rights, peacebuilding, conflict and peace studies, development and security studies as well as policymakers and practitioners in these fields and others with interests in Middle Eastern studies. The Brazilian Truth Commission Nina Schneider, 2019-05-10. Bringing together some of the world's leading scholars, practitioners and human rights activists, this groundbreaking volume provides the first systematic analysis of the 2012-2014 Brazilian National Truth Commission. While attentive to the inquiry's local and national dimensions, it offers an illuminating transnational perspective that considers the Commission's Latin American regional context and relates it to global efforts for human rights accountability, contributing to a more general and critical reassessment of truth commissions from a variety of viewpoints.

Routledge Handbook on Human Rights and the Middle East and North Africa Anthony Tirado Chase, 2016-11-10. Recent events such as Iran's Green Revolution and the Arab Uprisings have exploded notions that human rights are irrelevant to Middle Eastern and North African politics. Increasingly seen as a global concern, human rights are at the fulcrum of the region's on-the-ground politics, transnational intellectual debates and global political intersections. The Routledge Handbook on Human Rights and the Middle East and North Africa emphasises the need to consider human rights in all their dimensions rather than solely focusing on the political dimension, in order to understand the structural reasons behind the persistence of human rights violations. It explores the various frameworks in which to consider human rights, conceptual, political and transnational, international, discusses issue areas subject to particularly intense debate: gender, religion, sexuality, transitions and accountability. It contains contributions from perspectives that span from global theory to grassroots reflections, emphasising the need for academic work on human rights to seriously engage with the thoughts and practices of those working on the ground. A multidisciplinary approach from scholars with a wide range of expertise allows the book to capture the complex dynamics by which human rights have had or could have an impact on Middle Eastern and North African politics. This book will therefore be a key resource for students and scholars of Middle Eastern and North African politics and society as well as anyone with a concern for Human Rights across the globe.

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