

The TORTURE DEBATE in America

Edited by
Karen J. Greenberg

The Torture Debate In America

John Norton Moore



The Torture Debate In America:

The Torture Debate in America Karen J. Greenberg, 2005-11-21 As a result of the work assembling the documents memoranda and reports that constitute the material in The Torture Papers the question of the rationale behind the Bush administration's decision to condone the use of coercive interrogation techniques in the interrogation of detainees suspected of terrorist connections was raised The condoned use of torture in any society is questionable but its use by the United States a liberal democracy that champions human rights and is a party to international conventions forbidding torture has sparked an intense debate within America The Torture Debate in America captures these arguments with essays from individuals in different disciplines This volume is divided into two sections with essays covering all sides of the argument from those who embrace absolute prohibition of torture to those who see it as a viable option in the war on terror and with documents complementing the essays

The United States and Torture Marjorie Cohn, 2012-04 Torture has been a topic of national discussion ever since it was revealed that enhanced interrogation techniques had been authorized as part of the war on terror The United States and Torture provides us with a larger lens through which to view America's policy of torture one that dissects America's long relationship with interrogation and torture which roots back to the 1950s and has been applied mostly in secret to enemies ever since The United States and Torture opens with a compelling preface by Sister Dianna Ortiz who describes the unimaginable treatment she endured in Guatemala in 1987 at the hands of the Guatemalan government which was supported by the United States Following Ortiz's preface an interdisciplinary panel of experts offers one of the most comprehensive examinations of torture to date beginning with the Cold War era and ending with today's debate over accountability for torture

Foreign Affairs Litigation in United States Courts John Norton Moore, 2013-09-12 Foreign Affairs Litigation in United States Courts collects essays by some of the nation's top foreign affairs and international law experts to offer discussions on foreign sovereign immunity and the Foreign Sovereign Immunities Act human rights litigation foreign affairs taking actions with the Court of Federal Claims the Foreign Claims Settlement Commission and the Hague Convention on Choice of Court Agreements This is an indispensable resource for attorneys and government officials focused on the role of the courts in foreign affairs actions against foreign governments in United States courts the Act of State Doctrine foreign sovereign immunity the Foreign Claims Settlement Commission foreign affairs takings actions in the Court of Federal Claims and choice of court in international litigation

International Human Rights Law in a Global Context Felipe Gómez Isa, Koen de Feyter, 2009-01-01 The international human rights system remains as dynamic as ever If at the end of the last century there was a sense that the normative and institutional development of the system had been completed and that the emphasis should shift to issues of implementation nothing of the sort occurred Even over the last few years significant changes happened as this book amply demonstrates We hope that this Manual makes a contribution to the development of International Human Rights Law and is of interest for those working in the field of

promotion and protection of human rights The book is the result of a joint project under the auspices of HumanitarianNet a Thematic Network led by the University of Deusto and the European Inter University Centre for Human Rights and Democratisation EIUC Venice *Issues in Terrorism and Homeland Security* CQ Researcher,2010-09-21 With six new articles covering topics such as terrorism and the internet prosecuting terrorists and homeland security this reader friendly textbook will inspire students whilst helping them to understand the key material in this field Framing the Threat Imke Köhler,2019-03-04 There is great power in the use of words words create most of what we consider to be real and true Framing our words and narratives is thus a tool of power but a power that also comes with limitations This intriguing issue is the topic of *Framing the Threat* an investigation of the relationship between language and security and of how discourse creates the scope of possibility for political action In particular the book scrutinizes and compares the security narratives of the former US presidents George W Bush and Barack Obama It shows how their framings of identity i e of the American self and the enemy other facilitated a certain construction of threat that shaped the presidents detention and interrogation policies By defining what was necessary in the name of national security Bush s narrative justified the operation of the detention center at Guantanamo Bay and rendered the mistreatment of detainees possible a situation that would have otherwise been illegal Bush s framings therefore enabled legal limits to be pushed and made the violation of rules appear legitimate Obama in contrast constructed a threat scenario that required an end to rule violations and the closure of Guantanamo for security reasons According to this narrative a return to the rule of law was imperative if the American people were to be kept safe However Obama s framing was continually challenged and it was never able to dominate public discourse Consequently *Framing the Threat* argues Obama was unable to implement the policy changes he had announced

Dangerous Brown Men Professor Gargi Bhattacharyya,2013-07-18 Why is the public presentation of the war on terror suffused with sexualised racism What does this tell us about ideas of gender sexuality religious and political identity and the role of the state in the Western powers Can we diffuse inter ethnic conflicts and change the way the West pursues its security agenda by understanding the role of sexualised racism in the war on terror In asking such questions Gargi Bhattacharyya considers how the concepts of imperialism feminism terror and security can be applied in order to build on the influential debates about the sexualised character of colonialism She examines the way in which western imperial violence has been associated with the rhetoric of rights and democracy a project of bombing for freedom that has called into question the validity of western conceptions of democracy rights and feminism Such rhetoric has given rise to actions that go beyond simply protecting western interests or securing access to scarce resources and appear to be beyond instrumental reason The articulations of racism that appear with the war on terror are animated by fears and sexual fantasies inexplicable by rational interest alone There can be no resolution to this seemingly endless conflict without understanding the highly sexualised racism that animates it Such an understanding threatens to pierce the heart of imperial relations revealing their intense

contradictions and uncovering attempts to normalise violent expropriation Mosh the Polls Brian Cogan, Tony Kelso, 2008-10-08 This timely highly readable edited collection undertakes an interdisciplinary analysis of the innovative ways in which both the political process and the entertainment industry appeal to voters under the age of 30 and how the intended audience receives these endeavors Along the way contributors shed light on the state of the modern American political system and its relationship to entertainment and popular culture By integrating academic investigations with a real world point of view the essays in this collection present information in an engaging accessible manner that will show readers how the articulation of youth culture has influenced the political engagement of young voters **The Oxford Encyclopedia of American Military and Diplomatic History** Timothy J. Lynch, 2013 Entries written by renowned diplomatic and military historians as well as key scholars in international relations Provides assessments and analyses of key episodes issues and actors in the military and diplomatic history of the United States Based on the award winning Oxford Companion to United States History Comprehensive collection of entries that span the founding of the U S to its present state Offers a wide range of perspectives to provide an encompassing context of the United States military and diplomatic legacies Expansive bibliographies and suggested readings for each article to aid in research The Oxford Encyclopedia of American Military and Diplomatic History a two volume set will offer both assessment and analysis of the key episodes issues and actors in the military and diplomatic history of the United States At a time of war in which ongoing efforts to recalibrate American diplomacy are as imperative as they are perilous the Oxford Encyclopedia will present itself as the first recourse for scholars wishing to deepen their understanding of the crucial features of the historical and contemporary foreign policy landscape and its perennially martial components Entries will be written by the top diplomatic and military historians and key scholars of international relations from within the American academy supplemented as is appropriate for an encyclopedia of diplomacy with entries from foreign based academics in the United Kingdom and elsewhere The crucial importance of the subject is reflected in the popularity of university courses dedicated to diplomatic and military history and the enduring appeal of international relations IR as a political science discipline drawing on both The Oxford Encyclopedia will be a basic reference tool across both disciplines a potentially very significant market Readership University level undergraduate and graduate students in History *The End of America* Naomi Wolf, 2007-09-05 A New York Times Bestseller I hope we wake up quickly because history shows it s a small window in which people can fight back before it is too dangerous to fight back Naomi Wolf on Fox News Channel s Tucker Carlson Tonight In a stunning indictment best selling author Naomi Wolf lays out her case for saving American democracy In authoritative research and documentation Wolf explains how events parallel steps taken in the early years of the 20th century s worst dictatorships such as Germany Russia China and Chile The book cuts across political parties and ideologies and speaks directly to those among us who are concerned about the ever tightening noose being placed around our liberties In this timely call to arms Naomi Wolf compels us to face the way our free America is under

assault She warns us with the straight to fellow citizens urgency of one of Thomas Paine's revolutionary pamphlets that we have little time to lose if our children are to live in real freedom Recent history has profound lessons for us in the U S today about how fascist totalitarian and other repressive leaders seize and maintain power especially in what were once democracies The secret is that these leaders all tend to take very similar parallel steps The Founders of this nation were so deeply familiar with tyranny and the habits and practices of tyrants that they set up our checks and balances precisely out of fear of what is unfolding today We are seeing these same kinds of tactics now closing down freedoms in America turning our nation into something that in the near future could be quite other than the open society in which we grew up and learned to love liberty states Wolf Wolf is taking her message directly to the American people in the most accessible form and as part of a large national campaign to reach out to ordinary Americans about the dangers we face today This includes a lecture and speaking tour and being part of the nascent American Freedom Campaign a grassroots effort to ensure that presidential candidates pledge to uphold the constitution and protect our liberties from further erosion The End of America will shock enrage and motivate spurring us to act as the Founders would have counted on us to do in a time such as this as rebels and patriots to save our liberty and defend our nation Nautilus Book Awards Silver Medal Social Change Activism Independent Publisher Book Awards Silver Medal Axiom Business Book Award Bronze Here is Wolf's compellingly and cogently argued political argument for civil rights Readers will appreciate her energy and urgency as she warns we are living through a dangerous fascist shift Highly recommended for all collections Library Journal starred review Racial Formation in the Twenty-First Century Daniel Martinez HoSang, Oneka LaBennett, Laura Pulido, 2012-09-01 Michael Omi and Howard Winant's Racial Formation in the United States remains one of the most influential books and widely read books about race Racial Formation in the 21st Century arriving twenty five years after the publication of Omi and Winant's influential work brings together fourteen essays by leading scholars in law history sociology ethnic studies literature anthropology and gender studies to consider the past present and future of racial formation The contributors explore far reaching concerns slavery and land ownership labor and social movements torture and war sexuality and gender formation indigeneity and colonialism genetics and the body From the ecclesiastical courts of seventeenth century Lima to the cell blocks of Abu Grahb the essays draw from Omi and Winant's influential theory of racial formation and adapt it to the various criticisms challenges and changes of life in the twenty first century Guantanamo and the Abuse of Presidential Power Joseph Margulies, 2007-07-03 Weaving together firsthand accounts of military personnel who witnessed the interrogations with the words of the prisoners themselves Margulies exposes the chilling reality of Guantanamo Bay **The Politics of Prisoner Abuse** David P. Forsythe, 2011-05-26 When states are threatened by war and terrorism can we really expect them to abide by human rights and humanitarian law David P Forsythe's bold analysis of US policies towards terror suspects after 9 11 addresses this issue directly Covering moral political and legal aspects he examines the abuse of enemy detainees at the hands of the United

States At the center of the debate is the Bush Administration which Forsythe argues displayed disdain for international law in contrast to the general public's support for humanitarian affairs Forsythe explores the similarities and differences between Presidents Obama and Bush on the question of prisoner treatment in an age of terrorism and asks how the Administration should proceed The book traces the Pentagon's and CIA's records in mistreating prisoners providing an account which will be of interest to all those who value human rights and humanitarian law

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 counter terrorism 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

The Persistence of Reciprocity in International Humanitarian Law Bryan Peeler, 2019-10-24 The expectation of reciprocity continues to be an important factor when states consider their legal obligations in armed conflicts In this monograph Peeler looks at the text and negotiations around the 1949 Geneva Conventions and the Protocols Additional to the Geneva Conventions from 1977 to demonstrate the many places where international humanitarian law maintains expectations of reciprocity This complements an examination of US policy regarding its Prisoner of War obligations in both the Vietnam War and the Global War on Terror demonstrating how states make use of the expectation of reciprocity found in international humanitarian law to respond to continued non compliance by an enemy

Rhetoric, Fantasy, and the War on Terror Vaheed Ramazani, 2020-11-16 Drawing on psychoanalytic and semiotic perspectives this book examines discourses mediating the global War on Terror including governmental speeches legal documents print and broadcast journalism and military memoirs The book argues that these discourses motivate and are motivated by a myth of imminent harm that purportedly justifies a series of preemptive measures such as war torture and targeted killing as well as an array of intrusive domestic security procedures such as profiling and mass surveillance Dominant themes include selective compassion in the mainstream media the language of war and the sacrificial sublime asymmetrical warfare and the nostalgia for total war weaponized drones and just war theory and the role of American exceptionalism in normalizing endless war Scholars and students alike will take interest in this original contribution to the fields of cultural studies psychoanalysis media studies rhetoric critical international relations and international humanitarian law and ethics

The American Imperial Gothic Johan Höglund, 2016-03-16 The imagination

of the early twenty first century is catastrophic with Hollywood blockbusters novels computer games popular music art and even political speeches all depicting a world consumed by vampires zombies meteors aliens from outer space disease crazed terrorists and mad scientists These frequently gothic descriptions of the apocalypse not only commodify fear itself they articulate and even help produce imperialism Building on and often retelling the British imperial gothic of the late nineteenth century the American imperial gothic is obsessed with race gender degeneration and invasion with the destruction of society the collapse of modernity and the disintegration of capitalism Drawing on a rich array of texts from a long history of the gothic this book contends that the doom faced by the world in popular culture is related to the current global instability renegotiation of worldwide power and the American bid for hegemony that goes back to the beginning of the Republic and which have given shape to the first decade of the millennium From the frontier gothic of Charles Brockden Brown s Edgar Huntly to the apocalyptic torture porn of Eli Roth s Hostel the American imperial gothic dramatises the desires and anxieties of empire Revealing the ways in which images of destruction and social upheaval both query the violence with which the US has asserted itself locally and globally and feed the longing for stable imperial structures this book will be of interest to scholars and students of popular culture cultural and media studies literary and visual studies and sociology Achieving Human Rights Richard Falk,2008-12 This book addresses similar questions as Falk s earlier Human Rights Horizons extending the exploration of human rights discourse and practice to focus on matters of post 9 11 security issues developments in international criminal law the role of citizenship and democracy and approaches from the humanities

Peopling the Constitution John E. Finn,2014-03-24 The U S Constitution begins with the soaring words We the People but we the people have little to do with the document as most of us have come to know it When most people think of the constitution they think of it as a legal instrument the province of judges and lawyers who alone possess the expertise and knowledge necessary to discern its elusive and complex meaning This book outlines a very different view of the Constitution as a moral and philosophical statement about who we are as a nation This Civic Constitution constitutes us as a civic body politic transforming the people into a singular political entity Juxtaposing this view with the legal model the Juridic Constitution John E Finn offers a comprehensive account of the Civic Constitution as a public affirmation of the shared principles of national self identity and as a particular vision of political community in which we the people play a significant and ongoing role in achieving a constitutional way of life The Civic Constitution is the constitution of dialogical engagement of contested meanings of political principles of education of conversation Peopling the Constitution seeks nothing less than a new interpretation of the American constitutional project in an effort to revive a robust understanding of citizenship It considers the entire constitutional project from its founding and maintenance to its failure with insights into topics ranging from the practice of deliberative democracy and the meaning of citizenship to constitutional fidelity civic virtue the separation of powers federalism and constitutional interpretation The Civic Constitution in Finn s telling is primarily a

political project requiring an active engaged and most importantly constitutionally educated citizenry committed to the civic virtues of civility and tending When we as citizens are unwilling or unable to tend to and sustain the Constitution and when constitutional questions reduce to legal questions and obscure civic interests constitutional rot results And in post 9 11 America Finn argues constitutional rot has begun to set in With its multi dimensional vision of constitutional governance Finn s book stands as a corrective to accounts that locate the Constitution in and conceive it essentially as a legal instrument making a powerful and impassioned argument for restoring the people to their rightful place in the politics and practice of the Constitution

Security and the War on Terror Alex J. Bellamy, Roland Bleiker, Sara E. Davies, Richard Devetak, 2007-11-09 The terrorist attacks of 11 September 2001 marked a turning point in international politics representing a new type of threat that could not easily be anticipated or prevented through state based structures of security alone Opening up interdisciplinary conversations between strategic economic ethical and legal approaches to global terrorism this edited book recognises a fundamental issue while major crises initially tend to reinforce old thinking and behavioural patterns they also allow societies to challenge and overcome entrenched habits thereby creating the foundations for a new and perhaps more peaceful future This volume addresses the issues that are at stake in this dual process of political closure and therefore rethinks how states can respond to terrorist threats The contributors range from leading conceptual theorists to policy oriented analysts from senior academics to junior researchers The book explores how terrorism has had a profound impact on how security is being understood and implemented and uses a range of hitherto neglected sources of insight such as those between political economic legal and ethical factors to examine the nature and meaning of security in a rapidly changing world

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