

THE MORALITY OF TRUTH COMMISSIONS

TRUTH

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Truth V Justice The Morality Of Truth Commissions

William Over



Truth V Justice The Morality Of Truth Commissions:

Truth v. Justice Robert I. Rotberg, Dennis F. Thompson, 2010-07-01 The truth commission is an increasingly common fixture of newly democratic states with repressive or strife ridden pasts From South Africa to Haiti truth commissions are at work with varying degrees of support and success To many they are the best or only way to achieve a full accounting of crimes committed against fellow citizens and to prevent future conflict Others question whether a restorative justice that sets the guilty free that cleanses society by words alone can deter future abuses and allow victims and their families to heal Here leading philosophers lawyers social scientists and activists representing several perspectives look at the process of truth commissioning in general and in post apartheid South Africa They ask whether the truth commission as a method of seeking justice after conflict is fair moral and effective in bringing about reconciliation The authors weigh the virtues and failings of truth commissions especially the South African Truth and Reconciliation Commission in their attempt to provide restorative rather than retributive justice They examine among other issues the use of reparations as social policy and the granting of amnesty in exchange for testimony Most of the contributors praise South Africa s decision to trade due process for the kinds of truth that permit closure But they are skeptical that such revelations produce reconciliation particularly in societies that remain divided after a compromise peace with no single victor as in El Salvador Ultimately though they find the truth commission to be a worthy if imperfect instrument for societies seeking to say never again with confidence At a time when truth commissions have been proposed for Bosnia Kosovo Cyprus East Timor Cambodia Nigeria Palestine and elsewhere the authors conclusion that restorative justice provides positive gains could not be more important In addition to the editors the contributors are Amy Gutmann Rajeev Bhargava Elizabeth Kiss David A Crocker Andr du Toit Alex Boraine Dumisa Ntsebeza Lisa Kois Ronald C Slye Kent Greenawalt Sanford Levinson Martha Minow Charles S Maier Charles Villa Vicencio and Wilhelm Verwoerd

Truth Commissions and Transitional Societies Eric Wiebelhaus-Brahm, 2010-01-05 This book uses a multi method approach to examine the impact of truth commissions on subsequent human rights protection and democratic practice and features cross national case studies on South Africa El Salvador Chile and Uganda

Crime, Truth and Justice George Gilligan, John Pratt, 2013-01-11 This book analyses the production of criminological knowledge with particular reference the official inquiry It investigates the structures and processes of official discourse and the ways in which this produces knowledge on crime and justice

A Moral Theory of Political Reconciliation Colleen Murphy, 2010-10-07 Following extended periods of conflict or repression political reconciliation is indispensable to the establishment or restoration of democratic relationships and critical to the pursuit of peacemaking globally In this book Colleen Murphy offers an innovative analysis of the moral problems plaguing political relationships under the strain of civil conflict and repression Focusing on the unique moral damage that attends the deterioration of political relationships Murphy identifies the precise kinds of repair and transformation that processes of political reconciliation ought to promote Building on this analysis she

proposes a normative model of political relationships A Moral Theory of Political Reconciliation delivers an original account of the failure and restoration of political relationships which will be of interest to philosophers social scientists legal scholars policy analysts and all those who are interested in transitional justice global politics and democracy **Culture, Society, and Democracy** Isaac Reed, Jeffrey C. Alexander, 2015-12-03 This volume addresses the key question of the intersection of sociology and politics and asks what a non Marxist cultural perspective can offer the Left Written by leading scholars it develops new conceptions of social critique new techniques of interpretive analysis and new concepts for the sociology of democratic practice It is a volume for the twenty first century where global and local meet when critical theory must examine its most fundamental presuppositions **Encyclopedia of Criminal Justice Ethics** Bruce A. Arrigo, 2014-07-17 Federal state county and municipal police forces all have their own codes of conduct yet the ethics of being a police officer remain perplexing and are often difficult to apply in dynamic situations The police misconduct statistics are staggering and indicate that excessive use of force comprises almost a quarter of misconduct cases with sexual harassment fraud theft and false arrest being the next most prevalent factors The ethical issues and dilemmas in criminal justice also reach deep into the legal professions the structure and administration of justice in society and the personal characteristics of those in the criminal justice professions The Encyclopedia of Criminal Justice Ethics includes A to Z entries by experts in the field that explore the scope of ethical decision making and behaviors within the spheres of criminal justice systems including policing corrections courts forensic science and policy analysis and research This two volume set is available in both print and electronic formats Features Entries are authored and signed by experts in the field and conclude with references and further readings as well as cross references to related entries that guide readers to the next steps in their research journeys A Reader s Guide groups related entries by broad topic areas and themes making it easy for readers to quickly identify related entries A Chronology highlights the development of the field and places material into historical context a Glossary defines key terms from the fields of law and ethics and a Resource Guide provides lists of classic books academic journals websites and associations focused on criminal justice ethics Reports and statistics from such sources as the FBI the United Nations and the International Criminal Court are included in an appendix In the electronic version the Reader s Guide index and cross references combine to provide effective search and browse capabilities The Encyclopedia of Criminal Justice Ethics provides a general non technical yet comprehensive resource for students who wish to understand the complexities of criminal justice ethics *The Pursuit of International Criminal Justice* M. Cherif Bassiouni, 2010 This publication includes a survey of world conflicts that occurred between 1945 and 2008 the level of victimization they produced and the subsequent post conflict justice PCJ mechanisms which were applied It is intended to show the scope of the problem faced by international criminal justice ICJ and how the International Criminal Court ICC needs to shape its mission and approach to address ICJ needs and expectations From publisher s description Telling the Truths Tristan Anne Borer, RIREC Project on Post-Accord Peace Building, 2006

The volume examines whether truth telling mechanisms can contribute to sustainable peace and if so how and under what conditions

Justice in Time Lukas H. Meyer, 2004 **Between Authoritarianism and Democracy**, 2005 **Enlarging the Democratic Possible** Alexander Keller Hirsch, 2011 World Peace, Mass Culture, and National Policies William Over, 2004-04-30

The author offers an analysis of forms of U S mass culture that support parallel or critique official national regional and intergovernmental peace policy prevention and peacemaking Major popular culture forms such as film television news media peace parks and public memorials and peace and justice movements are considered as public discourses influencing and reflecting public understanding of peace and war themes The discussion includes events following September 11 2001

World Peace Mass Culture and National Policy takes a critical and analytical approach to Washington foreign policy unilateralist methods and corporatism as global hegemony It includes a wide discussion of these issues based on cultural institutions and ideologies of mass culture in the U S The work critiques the notion that corporate capitalism and the consumer affluence of the U S alone can bring other societies to democratic practice The Globalization of U.S.-Latin American Relations Virginia Marie Bouvier, 2002-09-30

Annotation Analyzes the impact of globalization on U S Latin American relations Virginia journal of international law, 2002 Justice Gained? Bill Dixon, Elrena Van der Spuy, 2004

Ten years into South Africa s new democracy crime and what should be done about it are the subject of endless debate Arguments rage about everything from the accuracy of the country s crime statistics to the state of its prison but why is crime such a persistent problem How have patterns of offending changed over the course of South Africa s transition to democracy This book provides a series of essays examine the issues and provide insight into solutions *Ethics* John K. Roth, 2005 Report from the Institute for Philosophy & Public Policy, 2000 **African Studies Abstracts**, 2002

International Criminal Law and the Current Development of Public International Law Andreas Zimmermann, Ursula E. Heinz, 2003

International Criminal Law is one of the most vibrant and fast developing areas of international law It is against this background that the Walther Schöcking Institute at Kiel University organized a symposium aiming at analyzing whether and if so to what extent international criminal law is exercising influence on general public international law or whether international criminal law has instead become a separate field of law of its own with its specific methods and which therefore no longer is part of general international law This volume contains all presentations given during the conference as well as the discussions that took place Speakers include Hans Peter Kaul currently judge at the International Criminal Court who outlines the current challenges for the newly established Court as well as Wolff Heintschel v Heinegg Frankfurt O who raises the question whether the traditional methods in developing new rules of customary international law are still valid with regard to international criminal law taking into account in particular the fast developing jurisprudence of the two ad hoc Tribunals created by the Security Council and potential conflicts with the role of State practice as traditionally understood Jan Klabbers University of Helsinki focuses on the role of third States in particular the role of third States not parties to the

Statute of the International Criminal Court where he highlights the conflict between the traditional pacta tertiis rule and more modern approaches and understandings of international law In a similar vein Christine Chinkin London School of Economics demonstrates to what extent feminist approaches to international law have shaped our understanding of international criminal law and raises the question whether this development is part of an overall and more generalized movement Finally Leila Sadat Washington University School of Law St Louis Missouri addresses the difficult question of the relationship between on the one hand international criminal prosecutions and on the other hand alternative forms of redress such as e g amnesties or pardons particularly taking into account restraints derived from general notions of international law such as the notion of jus cogens and treaty obligations to punish such international crimes The Politics of Melancholic Reason Bettina Prato,2006

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