



Daniel Rezene Mekonnen

TRANSITIONAL JUSTICE

Framing a Model for Eritrea

Transitional Justice Framing A Model For Eritrea

Lingjun Ying



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 Scliver, 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 *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

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.

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.

African Journal on Conflict Resolution, 2010

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

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

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

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

Recovering the Somali State Abdurahman Abdullahi "Baadiyow";,2017-03-01 Somalia is often used as an emblem of a collapsed state This is somewhat of a paradox given that in previous decades the country was one of the most unified states in Africa and one of the first democracies on the continent In the last three decades however the country has faced enormous challenges including civil wars and extremism in the name of Islam The book probably one of the first to link Islam Islamism and Transitional Justice with the Somali State recovery project offers unique analyses of these themes and argues that recovering the Somali state will largely be contingent upon the skillful reconciliation between tradition and modernity Islam and state and between the secular and the sacred

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

Making Ubumwe Andrea Purdeková,2015-10-01 Since the end of the Rwandan genocide the new political elite has been challenged with building a unified nation Reaching beyond the better studied topics of post conflict justice and memory the book investigates the project of civic education the upsurge of state led neo traditional institutions and activities and the use of camps and retreats shape the ideal Rwandan citizen Rwanda s ingando camps offer unique insights into the uses of dislocation and liminality in an attempt to anchor identities and desired political roles to practically orient and symbolically place individuals in the new Rwandan order and ultimately to create additional platforms for the reproduction of political power itself

Resolving Conflicts in the Law Chiara Giorgetti,Natalie Klein,2019-01-03 Resolving Conflicts in the Law edited by Chiara Giorgetti and Natalie Klein honours the work of Professor Lea Brilmayer whose intellectual contribution and influence span scholarly debate and the practice of both public and private international law The book s essays are from leading international law scholars and practitioners in the field including

Michael Reisman Stephen Schwebel Erin O Connor O Hara John Crook Philippa Webb Kermit Roosevelt Harold Koh and reflect on contemporary and cutting edge questions of international law Each contribution enriches and advances scholarly debate on topics of law for which Lea Brilmayer is well known including international dispute settlement conflicts of law international relations theory secession and territorial and maritime sovereignty Transitional Justice from Below Kieran McEvoy, Lorna McGregor, 2008-07-15 Although relatively new as a distinct field of study transitional justice has become rapidly established as a vital field of enquiry From vaguely exotic origins on the outer edges of political science the study of justice in times of transition has emerged as a central concern of scholarship and practical policy making A process of institutionalisation has confirmed this importance The ICTY the ICTR the ICC hybrid tribunals in Sierra Leone and East Timor and local processes such as the Iraqi Higher Tribunal IHT have energised international law and international criminal justice scholarship The South African TRC was for a time lauded as the model for dealing with the past and remains one of the most researched institutions in the world It is one of approximately two dozen such institutions established in different transitional contexts over the past twenty years to assist conflicted societies to come to terms with a violent past At the national level international donors contribute huge sums of money to Rule of Law programmes designed to transform national justice systems This collection seeks to offer something quite different to the mainstream of scholarship in this area emphasising the need for bespoke solutions to different transitions rather than off the shelf models The collection is designed to offer a space for diversity prompted by a series of perspectives from below of societies beset by past violent conflict which have sought to effect their transition to justice In doing so the contributors have also sought to enrich discussion about the role of human rights in transition the continuing usefulness of perspectives from above and the still contested meanings of transition *Research Handbook on Child Migration* Jacqueline Bhabha, Jyothi Kanics, Daniel Senovilla Hernández, 2018-08-31 The scope and complexity of child migration have only recently emerged as a critical factors in global migration This volume assembles for the first time a richly interdisciplinary body of work drawing on contributions from renowned scholars eminent practitioners and prominent civil society advocates from across the globe and from a wide range of different mobility contexts Their invaluable pedagogical tools and research documents demonstrate the urgency and breadth of this important new aspect of international human mobility in our global age

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