

GLOBALIZING TRANSITIONAL JUSTICE

CONTEMPORARY
ESSAYS



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Globalizing Transitional Justice Ruti G. Teitel, 2014 Among the most prominent and significant political and legal developments since the end of the Cold War is the proliferation of mechanisms for addressing the complex challenges of transition from authoritarian rule to human rights based democratic constitutionalism particularly with regards to the demands for accountability in relation to conflicts and abuses of the past Whether one thinks of the Middle East South Africa the Balkans Latin America or Cambodia an extraordinary amount of knowledge has been gained and processes instituted through transitional justice No longer a byproduct or afterthought transitional justice is unquestionably the driver of political change In *Globalizing Transitional Justice* Ruti G Teitel provides a collection of her own essays that embody her evolving reflections on the practice and discourse of transitional justice since her book *Transitional Justice* published back in 2000 In this new book Teitel focuses on the ways in which transitional justice concepts have found legal expression especially through human rights law and jurisprudence and international criminal law These essays shed light on some of the difficult choices encountered in the design of transitional justice criminal trials vs amnesties or truth commissions domestic or international processes peace and reconciliation vs accountability and punishment Transitional justice is considered not only in relation to political events and legal developments but also in relation to the broader social and cultural tendencies of our times

Justice Framed Marcos Zunino, 2019-03-14 A new perspective on the history of transitional justice and why the discourse prioritises particular responses to human rights violations

Presidential Visions of Transitional Justice Ruti G. Teitel, 2025 This book has a distinctive focus the role of the executive in transitional justice The aim is to interrogate executive practices of forward looking peacemaking over decades of U S history The issues range across constitutionalism foreign affairs and international law with threads throughout administrations How presidents addressed these issues created presidential practices which end up informing constitutional law of the executive as well as offering normative principles guiding international law Ranging from Washington s initial foreign interactions to Wilson s involvement in the Treaty of Versailles and as recently as Obama s administration the book highlights the role the executive has played in the transitional periods of history Through the lens of modern international law this book highlights how these executives helped to shape the world we live in today

United States Law and Policy on Transitional Justice Zachary Daniel Kaufman, 2016 In *United States Law and Policy on Transitional Justice Principles Politics and Pragmatics* Zachary D Kaufman explores the U S government s support for or opposition to certain transitional justice institutions By first presenting an overview of possible responses to atrocities such as war crimes tribunals and then analyzing six historical case studies Kaufman evaluates why and how the United States has pursued particular transitional justice options since World War II This book challenges the legalist paradigm which postulates that liberal states pursue war crimes tribunals because their decision makers hold a principled commitment to the rule of law Kaufman develops an alternative theory prudentialism which contends that any

state liberal or illiberal may support bona fide war crimes tribunals More generally prudentialism proposes that states pursue transitional justice options not out of strict adherence to certain principles but as a result of a case specific balancing of politics pragmatics and normative beliefs Kaufman tests these two competing theories through the U S experience in six contexts Germany and Japan after World War II the 1988 bombing of Pan Am flight 103 the 1990 1991 Iraqi offenses against Kuwaitis the atrocities in the former Yugoslavia in the 1990s and the 1994 Rwandan genocide Kaufman demonstrates that political and pragmatic factors featured as or more prominently in U S transitional justice policy than did U S government officials normative beliefs Kaufman thus concludes that at least for the United States prudentialism is superior to legalism as an explanatory theory in transitional justice policymaking

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

Education and Historical Justice James Miles, Matthew R. Keynes, 2025-04-24 Education and Historical Justice explores how global movements for historical redress and reconciliation are reshaping education and schooling This book is the first to theorize the important and growing nexus between education and historical justice engaging questions of temporality narrativity and responsibility It considers how educational policy curriculum pedagogy and materials are being reformed to address goals of historical justice redress and reparations globally with a focus on Australia Canada Northern Ireland and South Africa It places these changes and challenges in historical context drawing on international human rights law political and historical theory and histories of education to account for the growing role of education in the pursuit of historical justice Finally it assesses how education

oriented towards historical justice reconfigures subjectivities and raises questions around complicity guilt and collective responsibility which have important implications for educators researchers and policymakers 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 Transitional Justice Ruti G. Teitel,2002-03-28 At the century s end societies all over the world are throwing off the yoke of authoritarian rule and beginning to build democracies At any such time of radical change the question arises should a society punish its ancien regime or let bygones be bygones Transitional Justice takes this question to a new level with an interdisciplinary approach that challenges the very terms of the contemporary debate Ruti Teitel explores the recurring dilemma of how regimes should respond to evil rule arguing against the prevailing view favoring punishment yet contending that the law nevertheless plays a profound role in periods of radical change Pursuing a comparative and historical approach she presents a compelling analysis of constitutional legislative and administrative responses to injustice following political upheaval She proposes a new normative conception of justice one that is highly politicized offering glimmerings of the rule of law that in her view have become symbols of liberal transition Its challenge to the prevailing assumptions about transitional periods makes this timely and provocative book essential reading for policymakers and scholars of revolution and new democracies Legalized Identities Lucas Lixinski,2021-04-08 Cultural heritage is a feature of transitioning societies from museums commemorating the end of a dictatorship to adding places like the Auschwitz Birkenau concentration camp to the World Heritage List These processes are governed by specific laws and yet transitional justice discourses tend to ignore law s role assuming that memory in transition emerges organically This book debunks this assumption showing how cultural heritage law is integral to what memory and cultural identity is possible in transition Lixinski attempts to reengage with the original promise of transitional justice to pragmatically advance societies towards a future where atrocities will no longer happen The promise in the UNESCO Constitution of lasting peace through cultural understanding is possible through focusing on the intersection of cultural heritage law and transitional justice as Lixinski shows in this ground breaking book The Unhomely Okwui Enwezor,Centro Andaluz de Arte Contemporáneo (Seville, Spain),2006 Published in conjunction with the SecondInternational Biennial of Contemporary Art of Seville Biacs 2 The Unhomely Phantom Scenes in Global Society functions as more than simply a catalog for the exhibition The book features essays by Judith Butler Okwui Enwezor Martin Heidegger Thomas Keenan Achilles Mbembe Retort Alberto Ruiz de Samaniego Terry Smith and Ruti Teitel as well as featuring images from the artwork of the ninety one artists featured in the biennial Focusing on the contemporary confluence of aesthetics and politics The Unhomely Phantom Scenes in Global Society is concerned with the complexities of intimacy proximity antagonism and renews the call for neighborliness in the present condition Edited by Okwui Enwezor Artistic Director of Biacs 2 **The Philosopher's Index** ,2008 Vols for 1969 include a section of abstracts **Book Review Index** ,2002 Every 3rd issue is a quarterly cumulation Judging War, Judging

History Pierre Hazan,2010 Pierre Hazan in a brilliant and erudite book beautifully written analyzes the fascinating account of the judicial and cultural revolution that started after the end of the Cold War *Le Monde Diplomatique* **Michigan Law Review** ,2000 **Law Justice and Transformation** Z. T. Boggenpoel,2022 *Encyclopedia of Law and Society* David S. Clark,2007-07-10 The Encyclopedia of Law and Society is the largest comprehensive and international treatment of the law and society field With an Advisory Board of 62 members from 20 countries and six continents the three volumes of this state of the art resource represent interdisciplinary perspectives on law from sociology criminology cultural anthropology political science social psychology and economics By globalizing the Encyclopedia s coverage American and international law and society will be better understood within its historical and comparative context **Radical Philosophy** ,1972 **American Book Publishing Record** ,2005 **Harvard Human Rights Journal** ,2002 **Taking Wrongs Seriously** Elazar Barkan,Alexander Karn,2006 This multi disciplinary collection examines the recent wave of political apologies for acts of past injustice

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