

# Accountability for Criminal Justice

Selected  
Essays

EDITED BY DAVID P. STANLEY

# Accountability For Criminal Justice Selected Essays

**Guillaume Favre**



## **Accountability For Criminal Justice Selected Essays:**

*Accountability for Criminal Justice* Philip C. Stenning, 1995-01-01 Accountability the idea that people governments and business should be held publicly accountable is a central preoccupation of our time Criminal justice already a system for achieving public accountability for illegal and antisocial activities is no exception to this preoccupation and accountability for criminal justice therefore takes on a special significance Seventeen original essays most commissioned for this volume have been collected to summarize and assess what has been happening in the area of accountability for criminal justice in English speaking democracies with common law traditions during the last fifteen years Looking at the issue from a variety of disciplines the authors intent is to explore accountability with respect to all phases of the criminal justice system from policing to parole

**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 Key Themes History of Criminal Justice Ethics General Criminal Justice Ethics Police Ethics Legal Ethics Correctional Ethics Criminal Justice Cases and Controversies Technology Crime and Ethics Ethics and Critical Criminology

**When Justice Is a Game** MaDonna Maidment, 2021-01-10T00:00:00Z All too often the police do not get the right person Wrongful convictions are framed as mistakes or failures of the justice system However many of the wrongfully convicted are from among the poor and

visible minority groups The law then becomes an ideological mask relieving us of the responsibility of engaging with the real issues that underscore wrongful convictions MaDonna Maidment illustrates how the desire to get a conviction and paint the police and the courts in a positive light often means that false evidence and court decisions based on prejudice and racism lead to innocent people being convicted The official version of the law says Maidment despite its claims of impartiality neutrality and objectivity is a tool of the state and its elite club members designed to maintain the illegitimate domination of society Turning back to the very system that got it wrong in the first place therefore should be a non starter

**Regulation and Criminal Justice** Hannah Quirk,Toby Seddon,Graham Smith,2010-12-23 While regulatory institutions and strategies have been the subject of increasing academic attention there has been limited application of regulatory theories to criminal justice scholarship This collection of essays from a range of outstanding international scholars adopts a critical interdisciplinary approach providing an innovative application of regulatory theory to the practice of criminal justice and offering suggestions for further research Part I explores the aims and values of criminal justice and other regulatory networks and the synergies and tensions between these fields Part II examines criminal justice as a regulatory force to control deviant and anti social behaviour and Part III examines the regulation and oversight of criminal justice through the operation of prison inspectorates and explores notions of responsive justice

*Handbook on Prisons* Yvonne Jewkes,2012-08-21 Focusing on prisons this title is a useful reference for practitioners working in prisons and other parts of the criminal justice system It explores a range of historical and contemporary issues relating to prisons imprisonment and prison management

**Crime, Truth and Justice** George Gilligan,John Pratt,2013-01-11 This book is concerned to analyse the production of criminological knowledge with particular reference to one of the most important institutions in the western world involved in this the official inquiry The core focus of this book is thus to investigate the structures and processes of official discourse and the ways in which this produces knowledge on crime and justice a much neglected topic in comparison to the attention that has been played to the role of the media in this process The mechanisms that produce official discourse vary according to different jurisdiction but some clear themes nevertheless emerge

Handbook of Policing Tim Newburn,2012-08-21 This new edition of the Handbook of Policing updates and expands the highly successful first edition and now includes a completely new chapter on policing and forensics It provides a comprehensive but highly readable overview of policing in the UK and is an essential reference point combining the expertise of leading academic experts on policing and policing practitioners themselves

Civilian Oversight of Policing Andrew Goldsmith,Colleen Lewis,2000-11-10 How the police are policed is no longer just a domestic issue The involvement of police and other security forces in systematic abuses of human rights in many developing countries as well as in so called developed countries has placed the control of police on a number of international agendas More and more countries are experimenting with different forms of police accountability and many are turning to civilian oversight bodies in an attempt to improve the process This book examines recent experiences with and

prospects for civilian oversight It looks at how this relatively new method of police accountability has been interpreted and implemented in a wide range of jurisdictions around the world While looking at recent experiences in countries which have used the civilian oversight process for some years the United States of America United Kingdom Northern Ireland and Australia it also looks at recent attempts to establish civilian oversight bodies in South Africa Israel Central and South America and Palestine Some chapters explain how in several of these countries oversight of police conduct is a fundamental governance issues and relates to concerns about democratisation and rebuilding civil society Other chapters deal with the complex issue of how to evaluate public complaints mechanisms and the political conditions that enable or frustrate the introduction and maintenance of effective civilian oversight

**Police Visibility** Bryce Clayton Newell, 2021-06-15 Police Visibility presents empirically grounded research into how police officers experience and manage the information politics of surveillance and visibility generated by the introduction of body cameras into their daily routines and the increasingly common experience of being recorded by civilian bystanders Newell elucidates how these activities intersect with privacy free speech and access to information law and argues that rather than being emancipatory systems of police oversight body worn cameras are an evolution in police image work and state surveillance expansion Throughout the book he catalogs how surveillance generates information the control of which creates and facilitates power and potentially fuels state domination The antidote he argues is robust information law and policy that puts the power to monitor and regulate the police squarely in the hands of citizens

**Forensic Psychologists Casebook** Laurence Alison, 2013-07-23 This book aims to demonstrate how forensic psychology contributes to police investigations providing practical information about the type of reports provided by psychologists and behavioural advisors and set within a broader theoretical context It asks the question What do practitioners actually do when they provide advice for the police and the courts and how do they do it The contributors to the book are all experts in the field of offender profiling and behavioural investigative advice The chapters provide valuable insights into particular case details the ethical and legal consequences of advice coverage of the relevant theoretical context explanations for conclusions drawn practical difficulties in preparing reports potential pitfalls and an account of how cases are resolved

***Achieving Consistency in Sentencing*** Lyndon Harris, 2022-09-20 The Sentencing Council of England and Wales has as its core aim to promote consistency in sentencing with a developed system of appellate guidance at sentencing in addition to a narrative guidelines system which is now two decades old As such there is much to analyse and many lessons to be learned for England and Wales and other jurisdictions Consistency in sentencing is widely regarded to be an essential component of a fair sentencing system but what does consistency mean exactly In *Achieving Consistency in Sentencing* the author maintains that consistency incorporates both substantive and procedural elements focussing upon the proper application of principle The notion of comparing like cases is rejected as simplistic impractical and unprincipled Lyndon Harris argues that a more principled approach reconciles the tension between consistency and individualised justice which

has been suggested to exist The author uses clear empirical evidence of inconsistency in sentencing to emphasize the crucial need for discretion during the sentencing exercise which he argues should be structured in a way that encourages sentences to be imposed in accordance with the principles underpinning the scheme while maintaining the ability to individualise sentences Using England and Wales as a case study this work analyses various methods of structuring discretion The latter part of the book examines the interplay between the primary givers of guidance Parliament the Court of Appeal Criminal Division and the Sentencing Council and draws conclusions good and bad as to ways in which consistency can be achieved Lyndon Harris identifies lessons to be learned while pointing out the strengths and deficiencies in the various devices used to guide sentencing judges when they are required to exercise their discretion The book draws attention to the need for greater flexibility and structure while emphasising the work that needs to be done to address racial and gender inconsistencies in sentencing Thus while providing a theoretically sound critique of the concept this monograph is of direct practical relevance to those studying or practising in sentencing systems worldwide

**Dictionary of Policing** Tim Newburn, Peter Neyroud, 2013-06-17 Covers the rapidly developing and increasingly professionalized field of contemporary policing with its new emphasis on skills standards and knowledge

**Police and Government Relations** Margaret E. Beare, Tonita Murray, 2007-04-28 Questions of police governance accountability and independence have been subjected to thorough research before That the issue still draws critical attention more than twenty years after the McDonald Commission of Inquiry into Certain Activities of the Royal Canadian Mounted Police suggests that understanding and a resolution to the issue still eludes us Despite the modifications to police practice that the Charter of Rights and Freedoms has brought there is still concern over the degree of independence the police exercise and debate over where the line between legitimate government direction of the police and illegitimate political interference should be drawn Police and Government Relations explores the question of police governance and independence from a number of different points of view Editors Margaret E Beare and Tonita Murray offer multi disciplinary comparative and case study methodologies written by scholars from law political science and criminology to illustrate the diversity of opinion that exists on the topic and to explore how the operating tension between police independence and democratic governance and accountability has played out both in Canada and other countries This book does not attempt to find final answers its goal is to provide a framework for a continuing discussion that may lead to helpful and workable recommendations for the future It serves as an academic and intellectual contribution to an important matter of public policy

**Reconciling Truths** Kim Stanton, 2022-01-15 Hundreds of commissions of inquiry have been struck in Canada since before Confederation but many of their recommendations have never been implemented Reconciling Truths explores the role and implications of commissions such as Canada's Truth and Reconciliation Commission and the National Inquiry into Missing and Murdered Indigenous Women and Girls and particularly their limits and possibilities in an era of reconciliation with Indigenous peoples Whether it is a public inquiry truth commission or royal

commission the chosen leadership and processes fundamentally affect its ability to achieve its mandate Kim Stanton provides examples and in depth critical analysis of these factors to offer practical guidance on how to improve the odds that recommendations will be implemented As a forthright examination of the institutional design of public inquiries Reconciling Truths affirms their potential to create a dialogue about issues of public importance that can prepare the way for policy development and shifts the dominant Canadian narrative over time

**Democratizing the Police Abroad** David H. Bayley, 2001 *Judicial Decision Making in Child Sexual Abuse Cases* Margaret M. Wright, 2011-11-01 In the 1980s Canada witnessed a public outcry over child sexual abuse cases Elected officials sought a remedy through legal reforms Amendments were made to the Criminal Code of Canada and sexual assault was redefined The word rape was replaced with a continuum of categories intended to reflect the full range of sexually intrusive behaviours Margaret Wright examines how the courts have dealt with child sexual abuse cases since then She demonstrates that although the laws may have changed their interpretation still depends on the social construction of children and on judges own understanding of what constitutes child sexual abuse

*Imagining Security* Jennifer Wood, Clifford Shearing, 2013-01-11 This book considers how the issue of security is shaped by a range of actors and agencies in the public private and nongovernmental sectors The book has two key themes that governance is now no longer simply shaped by thinking within the state sphere but also within business and community spheres and that these developments have implications for the future of democratic values as assumptions about the traditional role of government are increasingly challenged

*The Province of Administrative Law* Michael Taggart, 1997-06-19 During the past decade administrative law has experienced remarkable development It has consistently been one of the most dynamic and potent areas of legal innovation and of judicial activism It has expanded its reach into an ever broadening sphere of public and private activities Largely through the mechanism of judicial review the judges in several jurisdictions have extended the ambit of the traditional remedies partly in response to a perceived need to fill an accountability vacuum created by the privatisation of public enterprises the contracting out of public services and the deregulation of industry and commerce The essays in this volume focus upon these and other shifts in administrative law and in doing so they draw upon the experiences of several jurisdictions the UK the US Canada Australia and New Zealand The result is a wide ranging and forceful analysis of the scope development and future direction of administrative law

**Police Reform** Tim Prenzler, Janet Ransley, 2002 *Police Reform Building Integrity* is about the recurring problem of police corruption and contemporary efforts to find effective strategies to maximise ethical conduct It draws on international experience using Australia as a major source In the last fifteen years Australian policing has been of significant interest because of the combination of advanced democratic processes expos s of serious police corruption and extensive sometimes radical experimentation with prevention strategies The book begins with an overview of developments and issues in police integrity control globally before giving close attention to special problem areas and to innovations in establishing and

maintaining best practice These innovations include modern methods of testing police applicants assessing organisational integrity mediating complaints using stings to reveal secretive corruption creating integrity profiles of officers and units and developing effective independent oversight and investigation of complaints The book is for all stakeholders in police conduct police managers professional standards branch personnel general duties officers recruits civilian oversight agencies civil libertarians politicians police studies scholars and students and the general public The book brings together the latest research on types of misconduct in a form that is readily accessible to a wide range of readers with short clearly focused chapters on specialist topics It balances diagnostic and theoretical explanations of police behaviour with a series of expositions of specific practical strategies for creating ethical departments

*Governing the Police* David Bayley, Philip Stenning, 2017-07-05 Every modern democracy in our increasingly complex world must confront a fundamental problem how should politicians manage police ensuring that they act in the public interest while avoiding the temptation to utilize them in a partisan manner Drawing on first hand experiences from six democracies the authors describe how frequently disagreements arise between politicians and police commanders what issues are involved and how they are resolved

*Governing the Police* is organized into three parts the intellectual and governmental context of democratic governance the experience of chief officers in that relationship and the reflections on lessons learned Instead of describing practices within each individual country it compares them across countries developing generalizations about practices explanations for differences and assessments of success in managing the police political relationship Focusing mainly on the daily informal interactions between politicians and police as they balance their respective duties this book compares the experiences and opinions of chief police officers in Australia Britain Canada India New Zealand and the United States By examining the experiences of important officials the authors explain how the balance between accountability and independence can be managed and what challenges leaders face The authors conclude by posing well informed recommendations for improving police governance



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