

National Socialist Criminal Law Continuity And Ra

Treatise on International Criminal Law Kai Ambos.2022 International criminal law and justice is a flourishing field which has led, in recent years, to new international criminal tribunals and new mechanisms for investigation and holding criminals to account. These developments have, in turn, led to an increasing volume and greater consolidation of case law, and even more scholarly attention. The second edition of this volume of Kai Ambos' seminal treatise has been revised and rewritten in parts to provide coverage of recent developments in the 'Special Part' of international criminal law: namely, the specific crimes and sentencing. Amongst other updates, there are significant extensions of the discussion on sexual and gender-based crimes; the introduction of environmental crimes into international criminal law; further elaboration on the nexus requirement in war crimes and asymmetrical conflicts (e.g., ISIS); and reference to the newly introduced war crimes of the ICC Statute and of the peculiarities of cyber-attacks and other emerging activities. The volume complements Volume I of the treatise on issues relevant to the foundations, general part of international criminal law, and general principles of international criminal justice. Taken together with the other new editions of the three-volume series, this second edition provides an exhaustive guide to every aspect of international criminal law, from fundamental principles to procedures and implementation. Kai Ambos' Treatise remains an indispensable reference work for academics and practitioners of international criminal law.

Transitional Justice in Italy and the Crimes of Fascism and Nazism Paolo Caroli.2022-06-10 This book presents a comprehensive analysis of the Italian experience of transitional justice examining how the crimes of Fascism and World War II have been dealt with from a comparative perspective. Applying an interdisciplinary and comparative methodology, the book offers a detailed reconstruction of the prosecution of the crimes of Fascism and the Italian Social Republic as well as crimes committed by Nazi soldiers against Italian civilians and those of the Italian army against foreign populations. It also explores the legal qualification and prosecution of the actions of the Resistance. Particular focus is given to the Togliatti Amnesty, the major turning point, through comparisons to the wider European post-WWII transitional scenario and other relevant transitional amnesties, allowing consideration of the intense debate on the legitimacy of amnesties under international law. The book evaluates the Italian experience and provides an ideal framework to assess the complexity of the interdependencies between time, historical memory and the use of criminal law. In a historical moment marked by the resurgence of racism, neo-fascism, falsifications of the past, as well as the desire to amend the faults of the past, the Italian unfinished experience of dealing with the Fascist era can help move the discussion forward. The book will be essential reading for students, researchers and academics in International Criminal Law, Transitional Justice, History, Memory Studies and Political Science.

The New Histories of International Criminal Law Immi Tallgren, Thomas Skouteris.2019-03-21 The language of international criminal law has considerable traction in global politics, and much of its legitimacy is embedded in apparently 'axiomatic' historical truths. This innovative edited collection brings together some of the world's leading international lawyers with a very clear mandate in mind: to re-evaluate ('retry') the dominant historiographical tradition in the field of international criminal law. Carefully curated, and with contributions by leading scholars, *The New Histories of International Criminal Law* pursues three research objectives: to bring to the fore the structure and function of contemporary histories of international criminal law, to take issue with the consequences of these histories, and to call for their demystification. The essays discern several registers on which the received historiographical tradition must be retried: tropology; inclusions/exclusions; gender; race; representations of the victim and the perpetrator; history and

memory; ideology and master narratives; international criminal law and hegemonic theories; and more. This book intervenes critically in the fields of international criminal law and international legal history by bringing in new voices and fresh approaches. Taken as a whole, it provides a rich account of the dilemmas, conundrums, and possibilities entailed in writing histories of international criminal law beyond, against, or in the shadow of the master narrative.

A Modern History of German Criminal Law Thomas Vormbaum.2013-10-01 Increasingly, international governmental networks and organisations make it necessary to master the legal principles of other jurisdictions. Since the advent of international criminal tribunals this need has fully reached criminal law. A large part of their work is based on comparative research. The legal systems which contribute most to this systemic discussion are common law and civil law, sometimes called continental law. So far this dialogue appears to have been dominated by the former. While there are many reasons for this, one stands out very clearly: Language. English has become the lingua franca of international legal research. The present book addresses this issue. Thomas Vormbaum is one of the foremost German legal historians and the book's original has become a cornerstone of research into the history of German criminal law beyond doctrinal expositions; it allows a look at the system's genesis, its ideological, political and cultural roots. In the field of comparative research, it is of the utmost importance to have an understanding of the law's provenance, in other words its historical DNA.

Rethinking the Rule of Law after Communism Adam Czarnota, Martin Krygier, Wojciech Sadurski.2005-09-10 In the original euphoria that attended the virtually simultaneous demise of so many dictatorships in the late 1980s and early 90s, there was a widespread belief that problems of 'transition' basically involved shedding a known past, and replacing it with an also-known future. This volume surveys and contributes to the prolific debates that occurred in the years between the collapse of communism and the enlargement of the European Union regarding the issues of constitutionalism, dealing with the past, and the rule of law in the post-communist world. Eminent scholars explore the issue of transitional justice, highlighting the distinct roles of legal and constitutional bodies in the post-transition period. The introduction seeks to frame the work as an intervention in the discussion of communism and transition—two stable and separate points—while emphasizing the instability of the post-transition moment.

Perpetration and Complicity under Nazism and Beyond Mary Fulbrook, Bastiaan Willems, Stephanie Bird, Stefanie Rauch.2023-07-13 *Perpetration and Complicity under Nazism and Beyond* analyses perpetration and complicity under National Socialism and beyond. Contributors based in the UK, the USA, Canada, Germany, Israel and Chile reflect on self-understandings, representations and narratives of involvement in collective violence both at the time and later — a topic that remains highly relevant today. Using the notion of 'compromised identities' to think about contentious questions relating to empathy and complicity, this inter-disciplinary collection addresses the complex relationships between people's behaviours and self-understandings through and beyond periods of collective violence. Contributors explore the compromises that individuals, states and societies enter into both during and after such violence. Case studies highlight patterns of complicity and involvement in perpetration, and analyse how people's stories evolve under changing circumstances and through social interaction, using varying strategies of justification, denial and rationalisation. Each chapter also considers the ways in which contemporary responses and scholarly practices may be affected by engagement with perpetrator representations.

Ideology and Criminal Law Stephen Skinner.2019-09-05 With populist, nationalist and repressive governments on the rise around the world, questioning the impact of politics on the nature and role of law and the state is a pressing concern. If we are to understand the effects of extreme ideologies on the state's legal dimensions and powers — especially the power to punish and to determine the boundaries of permissible conduct through criminal law — it is essential to consider the lessons of history. This timely collection explores how political ideas and beliefs influenced the nature, content and application of criminal law and justice under Fascism, National Socialism, and other authoritarian regimes in the twentieth century. Bringing together expert legal historians from four

continents, the collection's 16 chapters examine aspects of criminal law and related jurisprudential and criminological questions in the context of Fascist Italy, Nazi Germany, Nazi-occupied Norway, apartheid South Africa, Francoist Spain, and the authoritarian regimes of Brazil, Romania and Japan. Based on original archival, doctrinal and theoretical research, the collection offers new critical perspectives on issues of systemic identity, self-perception and the foundational role of criminal law; processes of state repression and the activities of criminal courts and lawyers; and ideological aspects of, and tensions in, substantive criminal law.

A World View of Criminal Justice Richard Vogler.2005 In an era of unprecedented change in criminal justice around the world, our failure to take procedure seriously has a terrible cost, allowing reform to be driven by purely pragmatic considerations, cost-cutting or foreign influence. This book proposes a new theory of procedure derived from the three great international trial modes of 'inquisitorial justice', 'adversarial justice' and 'popular justice'.

National Cleansing Benjamin Frommer.2005 National Cleansing examines the prosecution of more than one-hundred thousand suspected war criminals and collaborators by Czech courts and tribunals after the Second World War. As the first comprehensive history of postwar Czech retribution, this book provides a new perspective on Czechoslovakia's transition from Nazi occupation to Stalinist rule in the turbulent decade from the Munich Pact of September 1938 to the Communist coup d'état of February 1948. Based on archival sources that remained inaccessible during the Cold War, National Cleansing demonstrates retribution's central role in the postwar power struggle and the contemporary expulsion of the Sudeten Germans.

Law After Auschwitz David Fraser.2005 The idea of Nazi law is, for many lawyers, an oxymoron. Today, law under the National Socialist regime continues to be portrayed and understood as the ultimate perversion of legality and the Holocaust as the inevitable result of the collapse of the rule of law. This book offers important insights into the ways in which our understanding of the Holocaust and of the law have been built upon mutually reinforcing but erroneous constructions of the two. Fraser argues that the Holocaust is best understood, or at least studied, not as a point of lawless, criminal disjuncture with law, but as offering remarkable points of commonality and continuity with the law, with legality as understood at the time, and with law as we understand and practice it today. Law after Auschwitz studies law and lawyers under Nazi rule, the jurisprudence of Nazi law, and the reception of Nazi law by contemporary legal scholarship. It offers detailed analyses of the ways in which the Holocaust has been constructed in post-war trials. This book raises fundamental questions about legality and ethics in the 21st century. If the Holocaust took place in a legal framework, and if the legal system today operates in part in a continuous fashion with Nazi legality, then law must be understood as still operating in the shadow of Auschwitz. Throughout the book, the consequences of a legal system which operates in a state of willful amnesia about its own implication in the Shoah, is the central focus. Fraser writes in an engaging style and keeps the reader with him throughout the book, no mean feat given the morass of material managed and the uncomfortable ideas engaged... a thought-provoking work, it will be useful reading for scholars from a variety of disciplines. -- Law & Politics Book Review[Law after Auschwitz] show[s] resonances of fascist legal thought in contemporary European law and wider Western culture...by documenting antisemitic-inspired discourses of 'forgiving and forgetting', and asserting an uncomfortable parity between contemporary medico-legal thought and eugenics... Law after Auschwitz...has some fascinating material on antisemitic-fuelled amnesia. -- International Journal of Law in Context

Fritz Bauer Ronen Steinke.2020-04-07 German Jewish judge and prosecutor Fritz Bauer (1903–1968) played a key role in the arrest of Adolf Eichmann and the initiation of the Frankfurt Auschwitz trials. Author Ronen Steinke tells this remarkable story while sensitively exploring the many contributions Bauer made to the postwar German justice system. As it sheds light on Bauer's Jewish identity and the role it played in these trials and his later career, Steinke's deft narrative contributes to the larger story of Jewishness in postwar Germany. Examining latent antisemitism during this period as well as Jewish responses to renewed German cultural identity and politics, Steinke also explores Bauer's personal and family life and private struggles, including his participation in debates against

the criminalization of homosexuality—a fact that only came to light after his death in 1968. This new biography reveals how one individual's determination, religion, and dedication to the rule of law formed an important foundation for German post war society.

Fascism and Criminal Law Stephen Skinner.2015-02-26 Fascism was one of the twentieth century's principal political forces, and one of the most violent and problematic. Brutal, repressive and in some cases totalitarian, the fascist and authoritarian regimes of the early twentieth century, in Europe and beyond, sought to create revolutionary new orders that crushed their opponents. A central component of such regimes' exertion of control was criminal law, a focal point and key instrument of State punitive and repressive power. This collection brings together a range of original essays by international experts in the field to explore questions of criminal law under Italian Fascism and other similar regimes, including Franco's Spain, Vargas's Brazil and interwar Romania and Japan. Addressing issues of substantive criminal law, criminology and ideology, the form and function of criminal justice institutions, and the role and perception of criminal law in processes of transition, the collection casts new light on fascism's criminal legal history and related questions of theoretical interpretation and historiography. At the heart of the collection is the problematic issue of continuity and similarity among fascist systems and preceding, contemporaneous and subsequent legal orders, an issue that goes to the heart of fascist regimes' historical identity and the complex relationship between them and the legal orders constructed in their aftermath. The collection thus makes an innovative contribution both to the comparative understanding of fascism, and to critical engagement with the foundations and modalities of criminal law across systems.

The Crime of Genocide: Then and Now Pavel Šturma, Milan Lipovský.2022-08-22 In *The Crime of Genocide Then and Now: Evolution of a Crime*, the editors Pavel Šturma and Milan Lipovský submit an analysis of the readiness of the definition of genocide to the world of 21st century.

Precursor Crimes of Terrorism Walker, Clive, Llobet Anglí, Mariona, Meliá, Manuel C..2022-01-18 This illuminating book offers a timely assessment of the development and proliferation of precursor crimes of terrorism, exploring the functions and implications of these expanding offences in different jurisdictions. In response to new modes and sources of terrorism, attempts to pre-empt potential attacks through precursor offences have emerged. This book examines not only the meanings and effectiveness of this approach, but also the challenges posed to human rights and social and economic development.

Law, Philosophy and National Socialism Ian Ward.1992 *Law, Philosophy and National Socialism* investigates the nexus between the philosophy and the reality of law in National Socialist Germany. What was the nature of law in Hitler's Germany? Was there a National Socialist jurisprudence? Concentrating upon a particular study of the philosophies of Martin Heidegger, Carl Schmitt and Gustav Radbruch, the book develops the thesis that the reality of National Socialist law was an expression of a specifically Heideggerian jurisprudence and moreover that the consequences of such a reality represent the potential consequences of any such jurisprudence.

Trials of War Criminals Before the Nuernberg Military Tribunals Under Control Council Law No. 10, Nuremberg, October 1946-April, 1949 .1949

International Criminal Justice Review .2000

The Communist Crimes Patrycja Grzebyk. Communist crimes did not give way to Nazi atrocities, and their scale was much greater. Above all, however, political considerations determined that the Communists did not live up to their Nuremberg. In addition, the prosecution of communist crimes involves a number of legal difficulties, both of a material and procedural nature. The authors of this study hope that they have succeeded in signaling these difficulties and at the same time inspire further research that is necessary and urgent - given the advanced age and criminals and victims who are still waiting for justice.

The Hidden Histories of War Crimes Trials Kevin Heller, Gerry Simpson.2013-10-31 This is an open access title available under the terms of a CC BY-NC-ND 3.0 International licence. It is free to read at Oxford Scholarship Online and offered as a free PDF download from OUP and selected open access locations. Several instances of war crimes trials are familiar to all scholars, but in order to

advance understanding of the development of international criminal law, it is important to provide a full range of evidence from less-familiar trials. This book therefore provides an essential resource for a more comprehensive overview, uncovering and exploring some of the lesser-known war crimes trials that have taken place in a variety of contexts: international and domestic, northern and southern, historic and contemporary. It analyses these trials with a view to recognising institutional innovations, clarifying doctrinal debates, and identifying their general relevance to contemporary international criminal law. At the same time, the book recognises international criminal law's history of suppression or sublimation: What stories has the discipline refused to tell? What stories have been displaced by the ones it has told? Has international criminal law's framing or telling of these stories excluded other possibilities? And - perhaps most important of all - how can recovering the lost stories and imagining new narrative forms reconfigure the discipline? Many of the trials examined in this book have hardly ever before been discussed; others have been examined only in the most cursory manner. Indeed, until now, no volume has been dedicated to telling the story of these trials, that have yet to find a place in the international criminal law canon. Providing a detailed analysis of these trials, which took place in Europe, Africa, South America, and Australasia, in both historical and contemporary contexts, this book is essential reading for anyone concerned with the development of international criminal law.

Strengthening Forensic Science in the United States National Research Council, Division on Engineering and Physical Sciences, Committee on Applied and Theoretical Statistics, Policy and Global Affairs, Committee on Science, Technology, and Law, Committee on Identifying the Needs of the Forensic Sciences Community. 2009-07-29 Scores of talented and dedicated people serve the forensic science community, performing vitally important work. However, they are often constrained by lack of adequate resources, sound policies, and national support. It is clear that change and advancements, both systematic and scientific, are needed in a number of forensic science disciplines to ensure the reliability of work, establish enforceable standards, and promote best practices with consistent application. *Strengthening Forensic Science in the United States: A Path Forward* provides a detailed plan for addressing these needs and suggests the creation of a new government entity, the National Institute of Forensic Science, to establish and enforce standards within the forensic science community. The benefits of improving and regulating the forensic science disciplines are clear: assisting law enforcement officials, enhancing homeland security, and reducing the risk of wrongful conviction and exoneration. *Strengthening Forensic Science in the United States* gives a full account of what is needed to advance the forensic science disciplines, including upgrading of systems and organizational structures, better training, widespread adoption of uniform and enforceable best practices, and mandatory certification and accreditation programs. While this book provides an essential call-to-action for congress and policy makers, it also serves as a vital tool for law enforcement agencies, criminal prosecutors and attorneys, and forensic science educators.

The Law Under the Swastika Michael Stolleis. 1998-02-28 Michael Stolleis is part of a younger generation and is determined to honestly confront the past in hopes of preventing the same injustices from happening in the future.

Law and Legislation in the German Democratic Republic .1965

Bulletin .1979

The Bulletin Germany (West). Presse- und Informationsamt. 1979

The Nuremberg Trials: International Criminal Law Since 1945 Herbert R. Reginbogin, Christoph Safferling. 2011-11-30 60 years after the trials of the main German war criminals, the articles in this book attempt to assess the Nuremberg Trials from a historical and legal point of view, and to illustrate connections, contradictions and consequences. In view of constantly reoccurring reports of mass crimes from all over the world, we have only reached the halfway point in the quest for an effective system of international criminal justice. With the legacy of Nuremberg in mind, this volume is a contribution to the search for answers to questions of how the law can be applied effectively and those committing crimes against humanity be brought to justice for their actions.

Law, Order and Politics in West Germany Sebastian Cobler. 1978

Dictatorship, Democracy, and Transitional Justice in Global Legal History Ignacio Czeguhn, Jan Thiessen, Vittoria Calabrò, Bronisław Sitek, Albert Pielak, Miho Mitsunari, Jose Antonio Perez Juan, Antonio Sánchez Aranda, Ramón M. Orza Linares, Gerhard Kemp, Claudia Vanoni, Samuel Salzborn, Benjamin Lahusen. 2023-12-19 The anthology presents the lectures given on the symposium »From Dictatorship to democracy« at the House of the Wannsee Conference on 13-14 September 2021. The aim of the organizers was to show what problems existed during the transition from dictatorship to democracy in several countries around the world. They all enacted laws or other measures to ensure that fundamental rights and the rule of law would resist anti-democratic ideologies, anti-Semitism, racism, and war crimes in the future. However, the legal system and law in these countries themselves often had their origins in dictatorship. Thus, there were and are obvious and hidden anti-democratic continuities that influence law and the legal system up to the present. Scientists and jurists from Italy, Japan, Poland, Spain, South Africa, and Germany examine these continuities in their contributions.

Nazi Ideology and the Holocaust. 2007 A popularly written and illustrated history of the Holocaust. Deals with all of the victims of the Nazis' genocidal campaign: communists, Jehovah's Witnesses, homosexuals, Poles and other Slavs, and Soviet POWs, as well as the racial enemies - Afro-Germans, the mentally and physically disabled, Gypsies, and Jews. Jews were regarded by the Nazis as the foremost racial enemy. Pp. 110-156, The Holocaust, deal specifically with the destruction of the Jews - from the first Nazi anti-Jewish measures in Germany, through the Kristallnacht pogrom and murders of Jews in Poland and the USSR, to the total mass murder in the death camps.

Historical Review of Developments Relating to Aggression United Nations. 2003 This report was prepared for the Working Group on the Crime of Aggression at the 8th session of Preparatory Commission, held in September-October 2001. The paper consists of four parts relating to: the Nuremberg tribunal; tribunals established pursuant to Control Council Law number 10; the Tokyo tribunal; and the United Nations. Annexes contain tables regarding aggression by a State and individual responsibility for crimes against peace. The paper seeks to provide an objective, analytical overview of the history and major developments relating to aggression, both before and after the adoption of the UN Charter.

Trials of War Criminals Before the Nuremberg Military Tribunals Under Control Council Law No. 10, Nuernberg, October 1946-April 1949 International Military Tribunal. 1951

Hitler's Volksgemeinschaft and the Dynamics of Racial Exclusion Michael Wildt. 2014-07 In the spring of 1933, German society was deeply divided - in the Reichstag elections on 5 March, only a small percentage voted for Hitler. Yet, once he seized power, his creation of a socially inclusive Volksgemeinschaft, promising equality, economic prosperity and the restoration of honor and pride after the humiliating ending of World War I persuaded many Germans to support him and to shut their eyes to dictatorial coercion, concentration camps, secret state police, and the exclusion of large sections of the population. The author argues however, that the everyday practice of exclusion changed German society itself: bureaucratic discrimination and violent anti-Jewish actions destroyed the civil and constitutional order and transformed the German nation into an aggressive and racist society. Based on rich source material, this book offers one of the most comprehensive accounts of this transformation as it traces continuities and discontinuities and the replacement of a legal order with a violent one, the extent of which may not have been intended by those involved.

Trauma, Resilience, and Empowerment Jost Rebenitsch, Adina Dymczyk, Thorsten Fehlberg. 2019-07-29 Traumas can be passed from one generation to the next - this is well known - and hardly any group is so affected by this phenomenon as the descendants of people persecuted by the Nazis. But just how does this transfer take place? What role do family traditions and continued social practices play? Does genetics have an impact? Furthermore, can the cycle be broken? The descendants of those persecuted by the Nazis can draw on unique resources and skills. They make significant contributions to political and social reckonings with the Nazi era and they work for the welfare of the survivors. Many are active in political education and advocate for an appropriate culture of remembrance. In a time of increasing right-wing populism, their views are indispensable.

This publication was made possible with support from the German Federal Ministry for Family Affairs, Senior Citizens, Women and Youth.

Ideology and Criminal Law Stephen Skinner.2019-09-05 With populist, nationalist and repressive governments on the rise around the world, questioning the impact of politics on the nature and role of law and the state is a pressing concern. If we are to understand the effects of extreme ideologies on the state's legal dimensions and powers – especially the power to punish and to determine the boundaries of permissible conduct through criminal law – it is essential to consider the lessons of history. This timely collection explores how political ideas and beliefs influenced the nature, content and application of criminal law and justice under Fascism, National Socialism, and other authoritarian regimes in the twentieth century. Bringing together expert legal historians from four continents, the collection's 16 chapters examine aspects of criminal law and related jurisprudential and criminological questions in the context of Fascist Italy, Nazi Germany, Nazi-occupied Norway, apartheid South Africa, Francoist Spain, and the authoritarian regimes of Brazil, Romania and Japan. Based on original archival, doctrinal and theoretical research, the collection offers new critical perspectives on issues of systemic identity, self-perception and the foundational role of criminal law; processes of state repression and the activities of criminal courts and lawyers; and ideological aspects of, and tensions in, substantive criminal law.

Nationalist Socialist Criminal Law Kai Ambos.2019-12-26 Preface by R.A. Duff In line with theories of National Socialism as a continuation and radicalization of existing trends, this innovative study interprets Nazi criminal law as a racist (anti-Semitic), nationalist (“Germanic”), and totalitarian construct that continues and develops further the authoritarian and anti-liberal tendencies of German criminal law of the fin-de-siècle and the Weimar Republic. This is borne out by a systematic analysis of writings by relevant authors that focuses first and foremost on the texts, which speak for themselves, and is less concerned with morally judging the scholars who produced them. Furthermore, the study shares novel insights on the reception of German (National Socialist) criminal law in Latin America. The aforementioned continuity existed not only between the Nazi period and the eras preceding it, but also between National Socialism and the period that followed (the Bonn Republic). In short, National Socialist criminal law neither came out of nowhere nor disappeared completely after 1945. Current identitarian attempts by the so-called Neue Rechte (“New Right”) to reconstruct the Germanic myth represent yet another continuation that links seamlessly to National Socialist ideology.

Crime and Criminal Justice in Modern Germany Richard F. Wetzell.2014-05-01 The history of criminal justice in modern Germany has become a vibrant field of research, as demonstrated in this volume. Following an introductory survey, the twelve chapters examine major topics in the history of crime and criminal justice from Imperial Germany, through the Weimar and Nazi eras, to the early postwar years. These topics include case studies of criminal trials, the development of juvenile justice, and the efforts to reform the penal code, criminal procedure, and the prison system. The collection also reveals that the history of criminal justice has much to contribute to other areas of historical inquiry: it explores the changing relationship of criminal justice to psychiatry and social welfare, analyzes representations of crime and criminal justice in the media and literature, and uses the lens of criminal justice to illuminate German social history, gender history, and the history of sexuality.

States of Exception Cosmin Cerel, Gian Giacomo Fusco, Simon Lavis.2020-07-22 This book addresses the relevance of the state of exception for the analysis of law, while reflecting on the deeper symbolic and jurisprudential significance of the coalescence between law and force. The concept of the state of exception has become a central topos in political and legal philosophy as well as in critical theory. The theoretical apparatus of the state of exception sharply captures the uneasy relationship between law, life and politics in the contemporary global setting, while also challenging the comforting narratives that uncritically connect democracy with the tradition of the rule of law. Drawing on critical legal theory, continental jurisprudence, political philosophy and history, this book explores the genealogy of the concept of the state of exception and reflects on its legal

embodiment in past and present contexts - including Weimar and Nazi Germany, contemporary Europe and Turkey. In doing so, it explores the disruptive force of the exception for legal and political thought, as it recuperates its contemporary critical potential. The book will be of interest to students and scholars in the field of jurisprudence, philosophy and critical legal theory.

Hitler's American Model James Q. Whitman. 2017-02-14 How American race law provided a blueprint for Nazi Germany Nazism triumphed in Germany during the high era of Jim Crow laws in the United States. Did the American regime of racial oppression in any way inspire the Nazis? The unsettling answer is yes. In *Hitler's American Model*, James Whitman presents a detailed investigation of the American impact on the notorious Nuremberg Laws, the centerpiece anti-Jewish legislation of the Nazi regime. Contrary to those who have insisted that there was no meaningful connection between American and German racial repression, Whitman demonstrates that the Nazis took a real, sustained, significant, and revealing interest in American race policies. As Whitman shows, the Nuremberg Laws were crafted in an atmosphere of considerable attention to the precedents American race laws had to offer. German praise for American practices, already found in Hitler's *Mein Kampf*, was continuous throughout the early 1930s, and the most radical Nazi lawyers were eager advocates of the use of American models. But while Jim Crow segregation was one aspect of American law that appealed to Nazi radicals, it was not the most consequential one. Rather, both American citizenship and antimiscegenation laws proved directly relevant to the two principal Nuremberg Laws—the Citizenship Law and the Blood Law. Whitman looks at the ultimate, ugly irony that when Nazis rejected American practices, it was sometimes not because they found them too enlightened, but too harsh. Indelibly linking American race laws to the shaping of Nazi policies in Germany, *Hitler's American Model* upends understandings of America's influence on racist practices in the wider world.

Darker Legacies of Law in Europe Christian Joerges, Navraj Singh Ghaleigh. 2003-05-30 This book, written by leading scholars, presents theoretical, historical and legal inquiries into the legacy of National Socialism and Fascism.

Bulletin Germany (West). Presse- und Informationsamt. 1979

National Socialist Criminal Law Kai Ambos. 2019-09-27 Diese innovative Studie versteht das nationalsozialistische Strafrecht - in Übereinstimmung mit Kontinuitäts- und Radikalisierungsthese - als rassistisch (antisemitisch), völkisch (germanisch) und totalitär ausgerichtete Fortschreibung der autoritären und antiliberalen Tendenzen des deutschen Strafrechts der Jahrhundertwende und der Weimarer Republik. Dies wird durch die systematisch-analytische Aufbereitung der Texte relevanter Autoren belegt, wobei es primär um die - für sich selbst sprechenden - Texte, nicht die moralische Beurteilung ihrer Verfasser geht. Dabei werden auch Erkenntnisse zur Rezeption des deutschen (NS-) Strafrechts in Lateinamerika mitgeteilt. Die besagte Kontinuität existierte nicht nur rückwärtsgewandt (post-Weimar), sondern auch zukunftsgerichtet (Bonner Republik). Kurzum, das NS-Strafrecht kam weder aus dem Nichts noch ist es nach 1945 völlig verschwunden. Der zeitgenössische Versuch der identitären Rekonstruktion des germanischen Mythos durch die sog. neue Rechte schließt daran nahtlos an.

The Enigmatic Realm of **National Socialist Criminal Law Continuity And Ra**: Unleashing the Language is Inner Magic

In a fast-paced digital era where connections and knowledge intertwine, the enigmatic realm of language reveals its inherent magic. Its capacity to stir emotions, ignite contemplation, and catalyze profound transformations is nothing in short supply of extraordinary. Within the captivating pages of **National Socialist Criminal Law Continuity And Ra** a literary masterpiece penned by way of a renowned author, readers embark on a transformative journey, unlocking the secrets and untapped potential embedded within each word. In this evaluation, we shall explore the book's core themes, assess its distinct writing style, and delve into its lasting effect on the hearts and minds of those that

partake in its reading experience.

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National Socialist Criminal Law Continuity And Ra Introduction

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