

# TERRORISM,

THE LAWS OF WAR, AND THE

**lan Cram** 

**Enemy Combatants, Terrorism, and Armed Conflict Law** David K. Linnan, 2008-01-30 With a renewed emphasis on national and homeland security the United States is once again seeking to balance the needs of the state with both the rights of its citizens as well as those of other nations This book represents an interdisciplinary approach to the legal dilemmas borne out by the war on terror against the specific background of Afghanistan Iraq and this new kind of conflict It is a strong contribution to a broader debate visible since 9 11 which will remain in the public eye for the foreseeable future It addresses the overlap between religion ethics armed conflict and law within the context of the current conflict While many issues in areas such as intelligence reconciliation of civil liberties dealing with terrorist threats and the permissible bounds of interrogation treatment of prisoners and laws governing armed conflict have long standing precedents under domestic and international law this war has challenged even long standing legal interpretations. The contributors to this volume explore those precedents and contemporary challenges to them Now that traditional wars between nation states are no longer the rule the terrorist threat has gained credence popularly terrorism and its claimed breeding ground in failed states linked in practice to issues of intervention on the territory of states harboring such groups In military circles the idea of armed struggle between modern military forces and what were formerly called guerillas has now largely been replaced by asymmetric warfare and the concept of intelligence and preventive action interchangeably within U S borders and overseas Opposing views contemplate that different and presumably lower legal standards may apply in internal armed conflicts Such legal issues are visible under current circumstances of asymmetric warfare in conjunction with questions about prisoner status and detentions including the permissible bounds of interrogation versus torture following the Abu Ghraib prison scandal in Iraq but also the treatment at the Guantanamo Bay facility of alleged Al Q aeda captives from Afghanistan All of the contributors in this book explore the changing circumstances against which these contentious new legal issues now unfold The experts strike no consensus Indeed one of the work s many strengths can be attributed to the fact that the many facets of the ongoing debate are represented herein Terrorism, the Laws of War, and the Constitution Peter Berkowitz, 2005 Civil liberties versus national security new issues raised by a new kind of war Terror and the War on <u>Dissent</u> Ian Cram, 2009-06-29 Located within wider debates about security versus liberty in our post 9 11 world the book analyses the new landscape of UK counter terrorism powers and offences and focuses upon the deleterious consequences of the so called war on terror on freedom of political expression and association Questioning the compatibility of recent speech limiting measures with liberalism s established commitment to free speech and international human rights norms the book takes a critical look at new powers to proscribe extremist political parties possession offences and other criminal controls eg Official Secrets Act prosecutions as well as new offences such as glorification of terrorism Less visible extra legal forms of censorship are also evaluated The monograph concludes by asking how a more vigorous defence of unorthodox and

unpopular forms of expression might be safeguarded in the UK Restoring the Balance Seth Weinberger, 2009-08-10 Since 9 11 one of the most dominant issues in American politics has been what exactly is a war on terror and who is in charge of it Previous books on this topic have fallen off the horse on either side on the right making military actions under the Bush administration equal to previous declared wars and ceding too much war making power to the presidency or on the left requiring congressional approval for any national security steps at all contradicting much of American historical precedent Weinberger presents a novel understanding of the Declare War clause of the Constitution Article 1 Section 8 filtering it through the AUMFs passed by Congress since 9 11 and concluding that the Presidency has wide latitude and autonomy in the overseas theaters but not on the domestic front Contemporary Supreme Court Cases Donald E. Lively, D. Scott Broyles, 2016-02-22 With its blend of accessible writing and actual excerpts from Court opinions this book serves to explain the legal and cultural underpinnings of landmark U S Supreme Court decisions of the past 35 years and to illuminate how these decisions have shaped the trajectory and character of modern American society As the nation s law defines society society defines the law As the nation s fundamental law the U S Constitution is the overarching statement of the people s will Interpreting the Constitution however is no simple task This book examines more than 100 landmark Supreme Court cases from 1973 to the present providing readers with insights into decisions that have had a profound impact on American politics commerce culture and life Organized categorically this book serves readers either as a comprehensive review of modern constitutional law or as a ready reference source It includes entries on Supreme Court decision making regarding high interest issues such as abortion Roe v Wade 1973 Gonzales v Carthart 2007 climate change Massachusetts v EPA 2007 voting rights Bush v Gore 2000 free speech Texas v Johnson 1989 the death penalty Roper v Simmons 2005 immigration Arizona v United States 2012 campaign financing Citizens United v FEC 2010 gun control District of Columbia v Heller 2008 the Affordable Care Act National Federation of Independent Business v Sebelius 2012 and gay marriage United States v Windsor 2013 The book not only interprets key Court decisions but also provides critical context and perspective that makes the subject matter easier to understand and more meaningful especially for readers without an extensive background in Constitutional law Bibliographies are provided at the end of each case to direct those seeking to delve more deeply into specific topics Handbook on Prisons Yvonne Jewkes, Ben Crewe, Jamie Bennett, 2012-08-21 This is the most comprehensive and ambitious book on prisons to have been published a key text for anybody studying the subject and an essential work of reference for practitioners working in prisons and other parts of the criminal justice system It is especially timely in view of the many changes and debates about the role of prisons and their future organisation and management as part of the National Offender Management Service A key aim of the book is to explore a wide range of historical and contemporary issues relating to prisons imprisonment and prison management and to chart likely future trends Chapters in the book are written by leading scholars in the field and reflect the range and depth of prison research and scholarship Like the Handbook

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