

Linda C. Reif

The Ombudsman, Good Governance and the International Human Rights System

International Studies in Human Rights

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The Ombudsman Good Governance And The International Human Rights System

Marco Cascella



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models by region accompanied by case studies on national human rights ombuds and the legal and extra legal factors affecting ombuds institutional effectiveness The Rule of Law at the National and International Levels Machiko Kanetake, André Nollkaemper, 2016-04-21 This book aims to enhance understanding of the interactions between the international and national rule of law It demonstrates that the international rule of law is not merely about ensuring national compliance with international law International law and institutions eg international human rights treaty monitoring bodies and human rights courts respond to national contestations and show deference to the national rule of law While this might come at the expense of the certainty of international law it suggests that the international rule of law can allow for flexibility national diversity and pluralism The essays in this volume are set against the background of increasing conflict between international and national legal norms Moreover the book shows that international law and institutions do not always command blind national obedience to international law but incorporate a process of adjustment and deference to national law and policies that are protected by the rule of law at the national level **The Ombudsman in the Modern State** Matthew Groves, Anita Stuhmcke, 2022-04-07 Ombudsmen are a global phenomenon They are also a critical part of the public law frameworks of modern liberal democracies This is the first edited collection to examine the place of the ombudsman in the modern state It brings together key international scholars to discuss current and future challenges for the Ombudsman institution and the systems of government within which they operate The book is international in scope with authors heralding from most continents Canada the Netherlands the United Kingdom Australia New Zealand Hong Kong South Africa Germany and Austria This global analysis is both in depth and expansive in its coverage of the operation of Ombudsmen across civil and common law legal systems The book has two key themes The enduring question of the location and operation of Ombudsmen within public law systems in a changing state and The challenges faced by Ombudsmen in contemporary governance This collection adds to the public law scholarship by addressing a common problem faced by all avenues of public law review the evolving nature of modern public administration The Nature of Inquisitorial Processes in Administrative Regimes Laverne Jacobs, Sasha Baglay, 2016-03-03 Inquisitorial processes refers to the inquiry powers of administrative governance and this book examines the use of these powers in administrative law across seven jurisdictions The book brings together recent developments in mixed inquisitorial adversarial administrative decision making on a hitherto neglected area of comparative administrative process and institutional design Reaching important conclusions about their own jurisdictions and raising questions which may be explored in others the book s chapters are comparative They explore the terminology and scope of the concept of inquisitorial process justifications for the use of inquiry powers the effectiveness of inquisitorial processes and the implications of the adoption of such powers The book will set in motion continued dialogue about the inherent challenges of balancing policy goals fairness resources and institutional design within administrative law decision making by offering theoretical practical and empirical analyses This will be a valuable book to government policy makers

administrative law decision makers lawyers and academics **Non-Governmental Organisations and the Law** Domenico Carolei, 2023-05-11 This book examines accountability issues and the problems of regulating non governmental organisations NGOs through self regulation It focuses on methods of self regulation for NGOs in response to prominent scandals that revealed problems with their accountability notably the Mafia Capitale scandal in Italy and the Oxfam GB scandal in Haiti It also touches upon other accountability failures including the allegations against the WWF of facilitating human rights abuses of indigenous groups in Cameroon The work brings a legal approach to the topic of NGO self regulation and accountability contributing to the academic and policy debate in several ways It advances a brand new theoretical model to explain the reasons behind NGOs non compliance with self regulation examines the reasons for self regulation failures identifies new accountability routes and recommends proposals for sectoral reform The book will be of great interest to scholars researchers and PhD students who work in the area of NGO regulation and accountability from a legal perspective as well as to accountability and NGO scholars working in other disciplines It will also appeal to practitioners and policymakers who work on the development of NGO policies Research Handbook on the Ombudsman Marc Hertogh, Richard Kirkham, 2018-11-30 The public sector ombudsman has become one of the most important administrative justice institutions in many countries around the world This international and interdisciplinary Research Handbook brings together leading scholars and practitioners to discuss the state of the art of ombudsman research It uses new empirical studies and competing theoretical explanations to critically examine important aspects of the ombudsman s work This comprehensive Handbook is of value to academics designing future ombudsman studies and practitioners and policymakers in understanding the future challenges of the ombudsman *Guide to International Legal Research* , 2009 **U.C. Davis Law Review** University of California, Davis. School of Law, 2014-04

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