

Rosemary Pattenden

The Judge, Discretion,
and the Criminal Trial

Pattenden
The Judge, Discretion, and
the Criminal Trial



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The Judge Discretion And The Criminal Trial

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The Judge Discretion And The Criminal Trial:

Part I: The Business of Judging ;The Judge as Juror: The Judicial Determination of Factual Issues ;The Judge as Lawmaker: An English Perspective ;The Discretion of the Judge ;Part II: Judges in Society ;Judicial Independence ;Judicial Ethics ;Part III: The Wider World ;`There is a World Elsewhere': The Changing Perspectives of English Law ;Law in a Pluralist Society ;Speech on the Jubilee of the Supreme Court of India ;Part IV: Human Rights ;The European Convention on Human Rights: Time to Incorporate ;Opinion: Should there be a Law to Protect Rights of Personal Privacy? ;The Way We Live Now: Human Rights in the New Millennium ;Tort and Human Rights ;Part V: Public Law ;Should Public Law Remedies be Discretionary? ;The Old Despotism ;Mr Perlzweig, Mr Liversidge, and Lord Atkin ;Part VI: The Constitution ;The Courts and the Constitution ;Anglo-American Reflections ;Part VII: The English Criminal Trial ;The English Criminal Trial: The Credits and the Debits ;Justice and Injustice ;Silence is Golden - or is it? ;A Criminal Code: Must We Wait for Ever? ;Part VIII: Crime and Punishment ;The Sentence of the Court ;Justice for the Young ;The Mandatory Life Sentence for Murder ;Speech on the Second Reading of the Crime (Sentences) Bill ;Part IX: Miscellaneous ;Address to the Centenary Conference of the Bar ;Who Then in Law is my Neighbour? ;The Future of the Common Law ;Lecture at Toynbee Hall on the Centenary of its Legal Advice Centre ;Address at the Service of Thanksgiving for Rt Hon Lord Denning OM The late Tom Bingham, Thomas Henry Bingham, 2011 Collecting the most important writings of Tom Bingham during his time in judicial office before the House of Lords The Business of Judging is written for anyone with an interest in public affairs It offers an absorbing account of the law and the courts in public life presenting Bingham's reflections on the judicial role and the common law *Discretion, Discrimination and the Rule of Law* Mrinal Satish, 2016-11-02 This book addresses and analyses the rape sentencing regime in India and demonstrates that despite law reform the myths and stereotypes about rapists and rape victims that used to be embedded in the positive law of rape and or in evidence law have in many cases merely shifted from the charging and trial stages to the sentencing stage The book further argues that rape myths and stereotypes influence sentencing leading to unwarranted disparity It undertakes a theoretical examination of the purposes of punishment the fundamentally overlapping nature of the stages of the criminal process and the meaning of disparity The book sets forth what the sentencing guidelines for rape in India might provide discussing factors that should be considered relevant and irrelevant in the sentencing of rape offenders The underlying theme of the book is to bring the rule of law to criminal sentencing in India The Modern Law of Evidence Adrian Keane, Paul McKeown, 2014 The Modern Law of Evidence is well established and relied upon as a lucid engaging and authoritative guide to the contemporary law of evidence Straightforward and practical in approach this textbook also provides concise analysis of the theory behind the law with an emphasis on recent discussion and current topics The tenth edition has been carefully developed and updated to

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