



Strict Liability

A bronze statue of Lady Justice, the personification of justice, holding a pair of scales. The statue is positioned in the background, slightly to the right, and is partially obscured by the large text. The scales are hanging from the statue's right hand, and the statue's left hand is raised, holding a sword (not fully visible).

Strict Liability In Criminal Law

Jonathan Herring



Strict Liability In Criminal Law:

Strict Liability in Criminal Law Faizan Mustafa,1992 Strict Liability in Criminal Law Ahmed Mahdi Abdalla,1983

Strict and Vicarious Liability Leonard Herschel Leigh,1982 Strict Liability in the American Criminal Law Erich Guenter Baehr,1969 Responsibility in Law and Morality Peter Cane,2002-04-17

Lawyers who write about responsibility tend to focus on criminal law at the expense of civil and public law while philosophers tend to treat responsibility as a moral concept and either ignore the law or consider legal responsibility to be a more or less distorted reflection of its moral counterpart This book aims to counteract both of these biases By adopting a comparative institutional approach to the relationship between law and morality it challenges the common view that morality stands to law as critical standard to conventional practice It shows how law and morality interact symbiotically and how careful study of legal concepts of responsibility can add significantly to our understanding of responsibility more generally Central to this project is a distinction between two paradigms of responsibility the criminal law paradigm and the civil law paradigm Whereas theoretical discussions of responsibility tend focus on conduct and agency taking account of civil law reveals the importance of outcomes and the interests of victims and society to ideas of responsibility The book examines from a distinctively legal point of view central philosophical questions about responsibility such as its relationship with culpability challenging the common view that moral responsibility requires fault causation and personality It explores the relevance of sanctions and problems of proof and enforcement to ideas of responsibility as well as the relationship between responsibility and distributive justice and the role of concepts of responsibility in public law At the heart of this book lie two questions what does it mean to say we are responsible and what are our responsibilities Its aim is not to answer these questions but to challenge some traditional approaches to answering them and more importantly to suggest fruitful alternative approaches that take law seriously

Strict liability in criminal law Zaleha Kamaruddin,1988 **Appraising Strict Liability** A. P. Simester,2005

Strict liability is a controversial phenomenon in the criminal law because of its potential to convict blameless persons Offences are said to impose strict liability when in relation to one or more elements of the actus reus there is no need for the prosecution to prove a corresponding mensrea or fault element For example in the 1986 case of Storkwain the defendant chemists were convicted of selling controlled medicines without prescription simply upon proof that they had in fact done so It was irrelevant that they neither knew nor had reason to suspect that the prescriptions they fulfilled were forgeries Thus strict liability offences have the potential to generate criminal convictions of persons who are morally innocent

Appraising Strict Liability is a collection of original contributions offering the first full length consideration of the problem of strict liability in the criminal law The chapters including European and Anglo American perspectives provide a sustained and wide ranging examination of the fundamental issues They explore the definition of strict liability the relationship between strict liability and blame and its implications for the requirement for culpability in criminal law the relevance of European

and human rights jurisprudence and the interaction between substantive rules of strict liability and evidential presumptions. The breadth and depth of the contributions combine to present readers with a sophisticated analysis of the place and legitimacy of strict liability in the criminal law.

Simester and Sullivan's Criminal Law A P Simester, J R Spencer, F Stark, G R Sullivan, G J Virgo, 2019-08-22 This is the new edition of the leading textbook on criminal law by Professors Simester and Sullivan now co-written with Professors Spencer Stark and Virgo. Simester and Sullivan's Criminal Law is an outstanding account of modern English criminal law combining detailed exposition and analysis of the law with a careful exploration of its theoretical underpinnings. Primarily it is written for undergraduate students of criminal law and it has become the set text in many leading universities. Additionally the book is used as an important point of reference in academic writing and postgraduate research in England and abroad. Simester and Sullivan's Criminal Law has been cited by appellate courts throughout the world. Review of Previous Edition undoubtedly a first rate companion for any undergraduate or postgraduate law course. Since attaining international recognition and citation in appellate courts worldwide the security of the text's position as a point of academic reference remains as steadfast as ever. John Taggart Criminal Law Review

Criminal Law: Text, Cases, and Materials Jonathan Herring, 2012-04-19 This book is accompanied by an Online Resource Centre offering detailed updates to the law following publication, useful web links, complete bibliography of further references and guidance on answering questions in the book as well as a video introduction from the author himself. Book Jacket

Answering for Crime R A Duff, 2007-11-16 In this long-awaited book Antony Duff offers a new perspective on the structures of criminal law and criminal liability. His starting point is a distinction between responsibility understood as answerability and liability and a conception of responsibility as relational and practice-based. This focus on responsibility as a matter of being answerable to those who have the standing to call one to account throws new light on a range of questions in criminal law theory on the question of criminalisation which can now be cast as the question of what we should have to answer for and to whom under the threat of criminal conviction and punishment on questions about the criminal trial as a process through which defendants are called to answer and about the conditions, bars to trial given which a trial would be illegitimate on questions about the structure of offences, the distinction between offences and defences and the phenomena of strict liability and strict responsibility and on questions about the structures of criminal defences. The net result is not a theory of criminal law but it is an account of the structure of criminal law as an institution through which a liberal polity defines a realm of public wrongdoing and calls those who perpetrate or are accused of perpetrating such wrongs to account.

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Table of Contents Strict Liability In Criminal Law

1. Understanding the eBook Strict Liability In Criminal Law
 - The Rise of Digital Reading Strict Liability In Criminal Law
 - Advantages of eBooks Over Traditional Books
2. Identifying Strict Liability In Criminal Law
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Strict Liability In Criminal Law
 - User-Friendly Interface
4. Exploring eBook Recommendations from Strict Liability In Criminal Law
 - Personalized Recommendations
 - Strict Liability In Criminal Law User Reviews and Ratings
 - Strict Liability In Criminal Law and Bestseller Lists
5. Accessing Strict Liability In Criminal Law Free and Paid eBooks
 - Strict Liability In Criminal Law Public Domain eBooks
 - Strict Liability In Criminal Law eBook Subscription Services

- Strict Liability In Criminal Law Budget-Friendly Options
- 6. Navigating Strict Liability In Criminal Law eBook Formats
 - ePub, PDF, MOBI, and More
 - Strict Liability In Criminal Law Compatibility with Devices
 - Strict Liability In Criminal Law Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Strict Liability In Criminal Law
 - Highlighting and Note-Taking Strict Liability In Criminal Law
 - Interactive Elements Strict Liability In Criminal Law
- 8. Staying Engaged with Strict Liability In Criminal Law
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Strict Liability In Criminal Law
- 9. Balancing eBooks and Physical Books Strict Liability In Criminal Law
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Strict Liability In Criminal Law
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine Strict Liability In Criminal Law
 - Setting Reading Goals Strict Liability In Criminal Law
 - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Strict Liability In Criminal Law
 - Fact-Checking eBook Content of Strict Liability In Criminal Law
 - Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
- 14. Embracing eBook Trends

- Integration of Multimedia Elements
- Interactive and Gamified eBooks

Strict Liability In Criminal Law Introduction

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