

Criminal Justice In Canada A Reader

Concise yet thought provoking, this text helps you learn about the structure and function of Canada's Criminal justice system and introduces such things as community policing, the role communities play in criminal justice, restorative justice, victims of crime in the criminal justice process and Aboriginal peoples and criminal justice.

Derived from the renowned multi-volume International Encyclopaedia of Laws, this book provides a practical analysis of criminal law in Canada. An introduction presents the necessary background information about the framework and sources of the criminal justice system, and then proceeds to a detailed examination of the grounds for criminal liability, the justification of criminal offences, the defences that diminish or excuse criminal liability, the classification of criminal offences, and the sanctions system. Coverage of criminal procedure focuses on the organization of investigations, pre-trial proceedings, trial stage, and legal remedies. A final part describes the execution of sentences and orders, the prison system, and the extinction of custodial sanctions or sentences. Its succinct yet scholarly nature, as well as the practical quality of the information it provides, make this book a valuable resource for criminal lawyers, prosecutors,

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law enforcement officers, and criminal court judges handling cases connected with Canada. Academics and researchers, as well as the various international organizations in the field, will welcome this very useful guide, and will appreciate its value in the study of comparative criminal law.

The essays in this collection explore the link between "race" and "crime" in the Canadian context, examining how individuals are racialized in the legal system, and describing how racialized groups and individuals are criminalized.

Implementing and Working with the Youth Criminal Justice Act across Canada provides the first comprehensive, province-by-province analysis of how each Canadian jurisdiction has implemented the Act in accordance with its own history, traditions, and institutional arrangements.

The Canadian Criminal Justice System, 2nd Edition, offers a comprehensive, clear and compelling overview of the criminal justice system in Canada today.

This text contains strong pedagogical features, such as boxes on policing information and discussion topics, and also includes unique coverage of the theories of crime causation and law and social control, all written in a lively and engaging style.

The book unravels the mysteries of the criminal justice system, explaining how and why we sentence offenders; the reasons behind the system's technicalities,

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which can benefit the guilty; and why the system is miserly on victims' rights. It points out where we err, particularly with the parole system. Each chapter starts with a murder docudrama.

Following the Second World War, liberal nation-states sought to address injustices of the past. Canada's government began to consider its own implication in various past wrongs, and in the late twentieth century it began to implement reparative justice initiatives for historically marginalized people. Yet despite this shift, there are more Indigenous and racialized people in Canadian prisons now than at any other time in history. Carmela Murdocca examines this disconnect between the political motivations for amending historical injustices and the vastly disproportionate reality of the penal system a troubling contradiction that is often ignored.

Written by a team of experts from across the country, this original collection begins with an introduction to the Canadian criminal justice system followed by two parts: the first focusing on specific areas of the criminal justice system in light of the policy surrounding it and the second examining crime policy as it relates to a range of policy areas such as immigration, welfare, and technology. Current and comprehensive, this innovative volume uncovers the process and participants involved in shaping criminal justice policy, while linking crime policy and democratic governance in Canada to broader institutional, cultural, and global criminal justice trends.

The CD gives access to three software packages: Sympatico, the newest and easiest

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way to surf the Net; MultiActive Maximizer Lite, the most powerful, flexible, easy-to-use contact manager; MultiActive Eagle, to get on-line to download Canadian job leads. A Law Commission consultation paper 'A new homicide act for England and Wales?' was published as LCCP 177 (ISBN 0117302643) in April 2006

This fifth volume in the distinguished series on the history of Canadian law turns to the important issues of crime and criminal justice. In examining crime and criminal law specifically, the volume contributes to the long-standing concern of Canadian historians with law, order, and authority. The volume covers criminal justice history at various times in British Columbia, Ontario, Quebec, and the Maritimes. It is a study which opens up greater vistas of understanding to all those interested in the interstices of law, crime, and punishment.

In the last two decades, the philosophy of criminal law has undergone a vibrant revival in Canada. The adoption of the Charter of Rights and Freedoms has given the Supreme Court of Canada unprecedented latitude to engage with principles of legal, moral, and political philosophy when elaborating its criminal law jurisprudence. Canadian scholars have followed suit by paying increased attention to the philosophical foundations of domestic criminal law. Because of Canada's leadership in international criminal law, both at the level of the International Criminal Court and of specific war crimes tribunals, they have also begun to turn their attention to international criminal law per se. This collection seeks to bring all these Canadian voices together for the first

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time, and evidence the fact that criminal law theory is no longer to be associated exclusively with the older British, German and American traditions. The topics covered include questions of philosophical methodology, the legitimate scope of domestic and international criminalization, rationales for criminal law defences in both domestic and international law, the philosophical underpinnings of specific crimes and forms of joint responsibility, as well as the theorization of criminal procedure and evidence law.

ENDORSEMENTS "In continental Europe, academic commentary on the criminal law has long manifested large philosophical ambitions. Less so in common-law countries, where the dominance of jury trial and the piecemeal development of case-law, together with the famously robust attitudes of common lawyers, have militated against detailed philosophical engagement with doctrine. Over the last 20 years or so, however, new generations of philosophically-literate lawyers and legally-informed philosophers have overcome the historic resistance. Nowhere more so, it seems, than in Canada, where the common law and civilian traditions meet. In 'Rethinking Criminal Law Theory', François Tanguay-Renaud and James Stribopoulos have joined with 14 talented Canadian colleagues to showcase the tremendous breadth and depth of their contemporary national contribution to the subject. Ranging across topics as diverse as emergency, obscenity, and insanity, these essays - without exception insightful and penetrating -set a high standard for the rest of us to aspire to." John Gardner, University of Oxford "'Rethinking Criminal Law Theory' is an excellent collection of

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essays demonstrating the vigour, creativity and range of Canadian criminal justice scholarship. It covers a wide range of problems and issues both in the domestic and the international context. Core questions are examined in depth and new questions are brought to the fore. I recommend it very highly to criminal lawyers and philosophers of the criminal law." Professor Victor Tadros, University of Warwick "Rethinking Criminal Law Theory 'is packed with outstanding contributions from criminal law theorists who are among the best not only in Canada, but in the whole English-speaking world. Broad and deep in its coverage, the collection offers fresh approaches to a wide range of cutting-edge issues in the field. It provides a resource readers will come back to repeatedly." Stuart Green, Professor of Law and Justice Nathan L Jacobs Scholar, Rutgers University

Most youth who come in conflict with the law have experienced some form of trauma, yet many justice professionals are ill-equipped to deal with the effects trauma has on youth and instead reinforce a system that further traumatizes young offenders while ignoring the needs of victims. By taking a trauma-informed perspective, this text provides a much-needed alternative--one that allows for interventions based on principles of healing and restorative justice, rather than on punishment and risk assessment. In addition to providing a comprehensive historical overview of youth justice in Canada, Judah Oudshoorn addresses the context of youth offending by examining both individual trauma--including its emotional, cognitive, and behavioural effects--and collective trauma. The author tackles some of the most difficult problems facing youth justice today, especially the ongoing cycles of intergenerational trauma

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caused by the colonization of Indigenous peoples and patriarchal violence, and demonstrates how a trauma-informed approach to youth justice can work toward preventing crime and healing offenders, victims, and communities. Featuring a foreword written by Howard Zehr, case stories from the author's own work with victims and offenders, questions for reflection, and annotated lists of recommended readings, this engaging text is the perfect resource for college and university students in the field of youth justice.

"Designed for those who are planning careers in the Canadian justice system or who will be working with people impacted by various aspects of the system, this text provides the foundational knowledge needed to understand the way the various facets of the Canadian justice system work."--

In the past ten years, much has changed in terms of youth justice policies in Canada as well as in the way Canadian society has evolved. Canada has a new Act governing youth crime, and there are indications that the Act will be revised again to make it "tougher" on youth in conflict with the law, a development reflecting what many scholars are calling the "punitive turn" in youth justice policies in Canada and elsewhere. At the same time, Canadian child poverty rates (which are strongly correlated with criminality) have remained high, despite a commitment, made by governments in 1989 to eradicate the problem by the year 2000.

Immigration patterns have changed, and unemployment rates for young Canadians remain almost twice as high as those for adults. In this volume, *Youth Criminal Justice Policy in Canada: A Critical Introduction*, the author addresses these and other developments in relation to youth crime in Canada from a critical criminological perspective.

In Philip K. Dick's short story *Minority Report*, the institution of Precrime punishes people with

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imprisonment for crimes they would have committed had they not been prevented. With Dick's allegorical inspiration, the authors of *Criminal Law and Precrime: Legal Studies in Canadian Punishment and Surveillance in Anticipation of Criminal Guilt* posit that recent developments in Canadian law indicate a trend toward imposing punitive measures at increasingly earlier stages of the prosecutorial process. The result is a potentially new field of criminal management that could be characterized as "precrime"—particularly the use of the law as a technology of surveillance and prevention since "terror" became a justification for intervention. The authors note that as risk management logics (based in actuarial sciences) have shifted to precautionary ones (based in administrative sciences), the law has responded by developing techniques in the arena of criminal regulation in light of the "war on terror": the need to ensure security, the proliferation of digital data, and the development of drones, social networking, and cloud storage to gather personal data. The authors view shifts in criminal investigation; the substantive criminal law of sexual expression, conduct, and work; and civil forfeiture as emblematic of precrime populism. The unifying theme of these techniques is that they occur prior to state-identified crime, arise out of a precautionary philosophy, and seek to presume (or circumvent) criminality. The book is a provocative read for scholars and students in criminal law, policing, and surveillance, as well as for those interested in how areas of law, such as immigration, health, and anti-terrorism, are mobilizing the logics of risk and surveillance in new ways that emphasize precaution. The authors invite legal scholars to place the analytical lens of precrime on criminal and regulatory practices in Canada as well as other Western nations across the globe.

The most accessible, straightforward, and engaging introduction to the Canadian criminal

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justice system. Engaging and accessible, this text introduces students to the realities of criminal justice in today's world. Drawing on case studies, media issues, and controversies, *Exploring Criminal Justice in Canada* critically examines the organization and function of the criminal justice system and the individuals, social values, and legal systems that shape Canadian criminal justice institutions.

How is modern-day thinking about crime different from that of previous centuries? What are the similarities and differences in attitudes and systems between the civil and common law societies of Europe and North America? These and other questions were addressed at an international conference on crime and criminal justice at The University of Calgary attended by historians, professors of law, judges, and criminologists. The essays in Part I consider the evolution of criminal law doctrine, and those in Part II analyse the theory and measurement of crime in the past and at present. Parts III and IV examine the courts and prosecution, and Part V assesses the historical roots of the insanity defence and the theory and practice of punishment. The volume will be of interest, across national boundaries, to historians, sociologists, social workers, lawyers, and persons involved in the administration of justice as well as the general reader concerned about civil rights, social values, and justice. The eighteen contributors include F.H. Baker, J.M. Beattie, W.A. Calder, T.C. Curtis, D. Hay, H. Diederiks, A. Lachance, His Honour W.G. Morrow, A. Soman, and S. Verdun-Jones.

This title provides comprehensive analyses of current knowledge about the unwarranted disparities in dealings with the criminal justice system faced by some disadvantaged minority groups in all developed countries

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"Drawing on well-known case studies to connect the book's theoretical content to real world issues, it lays out the key concepts, terms, and history for readers before shifting its focus to an exploration of key questions and issues in Canadian criminal justice today."--

Rule of law has vanished in America's criminal justice system. Prosecutors decide whom to punish; most accused never face a jury; policing is inconsistent; plea bargaining is rampant; and draconian sentencing fills prisons with mostly minority defendants. A leading criminal law scholar looks to history for the roots of these problems—and solutions.

Ranging from mainstream to critical, *Criminal Justice in Canada: A Reader* contains a widely diverse selection of largely original readings on the criminal justice system. It focuses on the most topical issues and pressing problems in today's society, such as plea-bargaining, prisoner's rights and wrongful convictions in Canada.

Race still matters in Canada, and in the context of crime and criminal justice, it matters a lot. In this book, the authors focus on the ways in which racial minority groups are criminalized, as well as the ways in which the Canadian criminal justice system is racialized. Employing an intersectional analysis, Chan and Chunn explore how the connection between race and crime is further affected by class, gender, and other social relations. The text covers not only conventional topics such as policing, sentencing, and the media, but also neglected areas such as the criminalization of

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immigration, poverty, and mental illness.

This volume examines racism within the process of criminal justice. In every society criminal justice plays a key role establishing social control and maintaining the hegemony of the dominant economic classes. The contributors to this anthology argue that the differential treatment of people of colour and First Nations peoples is due to systemic racism within all levels of the criminal justice system, which serves these dominant classes. Ideological and cultural changes are preconditions for the success of anti-racist policies and practices within the criminal justice system and within other state institutions. Recommendations for transformations in justice policy and practice are provided.

U.S. Criminal Justice Policy: A Contemporary Reader, Second Edition addresses how criminal justice policy issues are framed, identifies participants in the policy process, discusses how policy is made, and considers the constraints and opportunities found in the policy process.

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