

CRIMINALISATION and CRIMINAL RESPONSIBILITY in AUSTRALIA

edited by
Thomas Crofts and Arlie Loughnan

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**Thomas Crofts, Louise Kennefick, Arlie
Loughnan**



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Leading Works in Criminal Law Chloë Kennedy, Lindsay Farmer, 2023-08-11 This book analyses a selection of leading works in the criminal law to ask questions about how the modern discipline of criminal law has developed how it has been deployed in colonial and postcolonial contexts and how criminal law scholarship has engaged with traditionally marginalised perspectives such as feminism queer theory and anti carceral and abolitionist movements The works analysed range from Macaulay's Indian Penal Code 1837 to more recent textbooks and monographs on criminal law and their jurisdictional reach extends to India Canada Australia Malawi the UK and the USA The contributing authors include scholars activists and legal practitioners each of whom explores the intellectual development and geographical reach of Anglocriminal law via the work they analyse Across the collection the editors and contributors address the question of what it means to be a leading work in criminal law The book will be a valuable resource for students academics and researchers working in the area of criminal law

Policing Undocumented Migrants Louise Boon-Kuo, 2017-08-07 Migration policing experiments such as boat turn backs and offshore refugee processing have been criticised as unlawful and have been characterised as exceptional Policing Undocumented Migrants explores the extraordinarily routine powerful and above all lawful practices engaged in policing status within state territory This book reveals how the everyday violence of migration law is activated by making people illegal It explains how undocumented migrants are marginalised through the broad discretion underpinning existing frameworks of legal responsibility for migration policing Drawing on interviews with people with lived experience of undocumented status within Australia perspectives from advocates detailed analysis of legislation case law and policy this book provides an in depth account of the experiences and legal regulation of undocumented migrants within Australia Case studies of street policing immigration raids transitions in legal status such as release from immigration detention and character based visa determination challenge conventional binaries in migration analysis between the citizen and non citizen and between lawful and unlawful status By showing the organised and central role of discretionary legal authority in policing status this book proposes a new perspective through which responsibility for migration legal practices can be better understood and evaluated Policing Undocumented Migrants will be of interest to scholars and practitioners working in the areas of criminology criminal law immigration law and border studies

Queering Criminology Matthew Ball, Thomas Crofts, Angela Dwyer, 2016-01-26 Queer criminological work is at the forefront of critical academic criminology responding to the exclusion of queer communities from criminology and the injustices that they experience through the criminal justice system This volume draws together both theoretical and empirical contributions that develop the growing scholarship being produced at the intersection of queer and criminology Reflecting the diversity of research that is undertaken at this intersection the contributions to this volume offer a deeper theoretical and conceptual development of this field alongside empirical research that illustrates the continued relevance and urgency of such scholarship The contributions consider what

it means to be queering criminology in the current political social and criminological climate and chart directions along which this field might develop in order to ensure that greater social and criminal justice for LGBTIQ communities is achieved

The Routledge International Handbook of Criminal Responsibility Thomas Crofts, Louise Kennefick, Arlie Loughnan, 2024-12-23 Presenting cutting edge research and scholarship this extensive volume covers everything from abstract theorising about the meanings of responsibility and how we blame to analysing criminal law and justice responses and factors that impact individual responsibility Inviting exchanges across a burgeoning critical scholarship on criminal responsibility this Handbook showcases the diverse range of methodologies applied to the field including socio political approaches critical historical methods criminological and sociological perspectives and interdisciplinary studies bridging law and the mind sciences Spanning global networks of established and emerging scholars of responsibility for crime this book explores how we relate to one another as human beings under the spotlight of the criminal law In doing so it is hoped that the collection not only does justice to the vibrant landscape of criminal responsibility studies but inspires new directions and future synergies in this compelling field The Routledge International Handbook of Criminal Responsibility will appeal to scholars and students of criminal law criminal justice criminology sociology psychology neuroscience philosophy and socio legal studies as well as practitioners and policymakers working in related fields Research Handbook on Domestic Violence and Abuse Mandy Burton, Vanessa Bettinson, Kayliegh Richardson, Ana Speed, 2024-09-06 This Research Handbook examines the evolution of understandings and legal definitions of domestic abuse illustrating the importance of expanding these beyond physical violence to encompass coercive control Drawing on academic literature legal doctrine and the lived experiences of victims and survivors it highlights how responses to domestic abuse can be improved in civil family and criminal justice systems **Criminalisation and Criminal Responsibility in Australia** Wayne Thomas Crofts, Arlie Loughnan, 2015 Includes bibliographical references and index **The Culpable Corporate Mind** Elise Bant, 2023-04-20 This collection examines critically and with an eye to reform conceptions and conditions of corporate blameworthiness in law It draws on legal moral regulatory and psychological theory as well as historical and comparative perspectives These insights are applied across the spheres of civil criminal and international law The collection also has a deliberate focus on the nuts and bolts of the law the legal equitable and statutory principles and rules that operate to establish corporate states of mind on which responsibility as a matter of daily legal practice commonly depends The collection therefore engages strongly with scholarly debates The book also speaks clearly and cogently to the judges regulators legislators law reform commissioners barristers and practitioners who administer and through their respective roles incrementally influence the development of the law at the coalface of legal practice Cited by the High Court of Australia in the judgment for Productivity Partners Pty Ltd v Australian Competition and Consumer Commission 2024 HCA 27 *Whitaker's Books in Print*, 1998 *International Perspectives of Neuroscience in the Youth Justice Courtroom* Hannah Wishart, Ray Arthur, 2025-03-31 This collection presents

international viewpoints on interdisciplinary problems that fall under the new and emerging field of neurojustice The chapters critically explore a wide range of legal problems in youth justice for children and young persons through a neuroscientific lens This comparative view is informed by analyses from academics and legal practitioners based in England and Wales Ireland the United States and New Zealand The work brings together a range of perspectives to discuss the use and relevance of neuroscience in the youth justice courtroom and how neuroscience is currently benefiting and impacting children and young persons in international youth justice trials The book makes a valuable contribution to the existing literature in this field by offering a thorough examination of the intersection between these disciplines for children and young individuals at different stages of the trial process including unfitness to plead sentencing and mens rea It will appeal to students academics and practitioners worldwide working in the areas of criminal law neurolaw neuroethics juvenile law and comparative law Index to Legal Periodicals & Books ,2003 **The Protection of Cultural Heritage During Armed**

Conflict Noelle Higgins,2020-04-13 This book analyses the current legal framework seeking to protect cultural heritage during armed conflict and discusses proposed and emerging paradigms for its better protection Cultural heritage has always been a victim of conflict with monuments and artefacts frequently destroyed as collateral damage in wars throughout history In addition works of art have been viewed as booty by victors and stolen in the aftermath of conflict However deliberate destruction of cultural sites and items has also occurred and the Intentional destruction of cultural heritage has been a hallmark of recent conflicts in the Middle East and North Africa where we have witnessed unprecedented systematic attacks on culture as a weapon of war In Iraq Syria Libya Yemen and Mali extremist groups such as ISIS and Ansar Dine have committed numerous acts of iconoclasm deliberately destroying heritage sites and looting valuable artefacts symbolic of minority cultures This study explores how the international law framework can be fully utilised in order to tackle the destruction of cultural heritage and analyses various paradigms which have recently been suggested for its better protection including the Responsibility to Protect paradigm and the peace and security paradigm This volume will be an essential resource for scholars and practitioners in the areas of public international law especially international humanitarian law and cultural heritage law **APAIS, Australian Public Affairs Information Service** ,1998 Vol for 1963 includes section

Current Australian serials a subject list *Annuaire Des Organisations Internationales* ,1967 Edition for 1983 84 published in 3 vols vol 1 Organization descriptions and index vol 2 International organization participation vol 3 Global action networks edition for 2012 2013 published in 5 vols vol 4 International organization bibliography and resources vol 4 Statistics visualizations patterns Current Law Index ,2007 Self, Others and the State Arlie Loughnan,2019-12-12 An original analysis and in depth historical examination of criminal responsibility in the context of Australian criminal law

Arguments for Raising the Minimum Age of Criminal Responsibility Chris Cunneen,2022 This paper provides arguments for raising the minimum age of criminal responsibility MACR Nationally the minimum age is 10 years old Some

Australian states set the MACR at 10 years in the mid to late 1970s Queensland 1976 NSW 1977 and South Australia 1979 However only since the early 2000s has there been a uniform approach to the MACR in all Australian jurisdictions The paper provides a number of reasons for raising the age international comparisons the protection of children's rights the limited ability of the common law doctrine of *doli incapax* to protect young children child developmental arguments and issues of mental illness and cognitive impairment the over representation of children in out of home care among young children in the juvenile justice system criminological arguments relating to the failure of an approach that relies on criminalisation and imprisonment and the views of juvenile justice practitioners In addition this paper argues that a low MACR adversely affects Indigenous children who comprise the majority of children under the age of 14 years who come before youth courts in Australia and are sentenced to either youth detention or a community based sanction

Modern Criminal Law of Australia Jeremy Gans, 2011-12-30 *Modern Criminal Law of Australia* is a comprehensive guide to interpreting and understanding every statutory offence provision in every Australian jurisdiction The text takes a unique approach to explaining Australian criminal law emphasising the importance of statutory interpretation official discretion element analysis and sentencing in order to appreciate the meaning and effect of any offence provision This book sets out the rules and skills needed to advise clients on the potential application of the criminal law throughout Australia Its scope extends to both serious and minor regulatory regimes as well as the entire contemporary breadth of the criminal law ranging from pollution to public order traffic to trafficking and domestic violence to work safety It covers the common law traditional code and model code systems and includes detailed examples from all states As such this unique book provides students with the skills to practise law anywhere in Australia

A Brighter Tomorrow Thomas Crofts, 2015 A report released by Amnesty International in May 2015 highlights the alarming overrepresentation of Indigenous young people in detention in Australia It calls on the Australian Commonwealth Government to make a number of legislative changes to address this issue which the report argues are necessary to ensure Australia's compliance with its obligations under the UN Convention on the Rights of the Child The foremost area in need of reform identified in the report is the low age of criminal responsibility in Australia This note examines Amnesty International's arguments for an increase in the minimum age of criminal responsibility and agrees that the age should be raised to at least twelve

The Age of Criminal Responsibility Gregor Urbas, 2000 Considerable recent attention has been directed towards rules governing the minimum age of criminal responsibility and the imposition of criminal responsibility above that age depending on a young offender's appreciation of the wrongness of their act This paper examines the operation of these rules along with criticisms and prospects for reform

Australia Points of View, 2021

Book Criminalisation Criminal Responsibility Australia Thomas: Bestsellers in 2023 The year 2023 has witnessed a noteworthy surge in literary brilliance, with numerous engrossing novels enthraling the hearts of readers worldwide. Lets delve into the realm of top-selling books, exploring the engaging narratives that have captivated audiences this year. Book Criminalisation Criminal Responsibility Australia Thomas : Colleen Hoover "It Ends with Us" This touching tale of love, loss, and resilience has captivated readers with its raw and emotional exploration of domestic abuse. Hoover expertly weaves a story of hope and healing, reminding us that even in the darkest of times, the human spirit can succeed. Uncover the Best : Taylor Jenkins Reids "The Seven Husbands of Evelyn Hugo" This spellbinding historical fiction novel unravels the life of Evelyn Hugo, a Hollywood icon who defies expectations and societal norms to pursue her dreams. Reids absorbing storytelling and compelling characters transport readers to a bygone era, immersing them in a world of glamour, ambition, and self-discovery. Discover the Magic : Delia Owens "Where the Crawdads Sing" This captivating coming-of-age story follows Kya Clark, a young woman who grows up alone in the marshes of North Carolina. Owens crafts a tale of resilience, survival, and the transformative power of nature, entrancing readers with its evocative prose and mesmerizing setting. These popular novels represent just a fraction of the literary treasures that have emerged in 2023. Whether you seek tales of romance, adventure, or personal growth, the world of literature offers an abundance of captivating stories waiting to be discovered. The novel begins with Richard Papen, a bright but troubled young man, arriving at Hampden College. Richard is immediately drawn to the group of students who call themselves the Classics Club. The club is led by Henry Winter, a brilliant and charismatic young man. Henry is obsessed with Greek mythology and philosophy, and he quickly draws Richard into his world. The other members of the Classics Club are equally as fascinating. Bunny Corcoran is a wealthy and spoiled young man who is always looking for a good time. Charles Tavis is a quiet and reserved young man who is deeply in love with Henry. Camilla Macaulay is a beautiful and intelligent young woman who is drawn to the power and danger of the Classics Club. The students are all deeply in love with Morrow, and they are willing to do anything to please him. Morrow is a complex and mysterious figure, and he seems to be manipulating the students for his own purposes. As the students become more involved with Morrow, they begin to commit increasingly dangerous acts. The Secret History is a brilliant and gripping novel that will keep you guessing until the very end. The novel is a cautionary tale about the dangers of obsession and the power of evil.

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