Globalization and Human Rights

Challenges and Answers from a European Perspective

Globalisation turns out to be untenable because it does not guarantee minimum social equity, peace and respect for the environment, and therefore does not guarantee the effective accomplishment of human rights.

Features
- Helps the reader to understand the current global crisis
- Takes a multidisciplinary approach to globalization
- Offers new proposals for a change of paradigm
- Highlights how globalization can be harnessed to serve global peace

Contents
Part I: The Main Global Challenges.
- The Unsustainability of Current Globalization. From Financialization to Ecologization of Economy and Society.; J. Ballesteros.
- Misery, Exploitation and New Wars. Two Paradigmatic Cases. - The situation in Afghanistan; E. Fernández.
- The situation in Somalia; A.-P. Garibo.
Part II: Human Security as a Change of Paradigm.
- Inclusive Society and Preventive Peace; J. Cardona and A. Sanjose.
- International Monetary Fund, World Bank and Human Rights Violation.; P. De Sena.
- The demand for capital markets regulation; F. Biondo.
Part III: European Union as a Referent for Peace and Development.
- The European Way of Public Reasoning; F. Viola.
- The Social State of Law; E. Vidal.
- Peace as a priority; P. Talavera.

Fields of interests
Private International Law, International & Foreign Law, Comparative Law, Philosophy of Law, Political Science, general

Target groups
Research

Product category
Contributed volume

Selling Tourism Services at a Distance

An Analysis of the EU Law Consumer Acquis

New rules on distance contracts provided for the Consumer Rights Directive of 25 October 2011 do not apply to package holidays or contracts falling within the scope of the Timeshare Directive. Moreover, contracts for passenger transport services and contracts for the provision of accommodation, car rental, catering or leisure services if the contract provides for a specific date or period of performance are not covered by some of these rules. Yet measures aimed at protecting the consumer when a contract is concluded via the phone, the Internet, by mail or other means of distance communication play a role in tourism. This book helps readers to navigate through uncertainties in travel contracts regarding information requirements, the right of withdrawal or providing alternative services.

Features
- First book on selling tourism services at a distance from a legal perspective
- Highly topical subject for academic experts and community policymakers in all European Member States
- Hands-on recommendations for practitioners
- Clear and simple structure
- "Scene-setting" introduction provides an easy access to the relevant questions
- With index, table of cases and table of legislative instruments for future reference

Contents
Introduction.
- Information Requirements.
- Right of Withdrawal.
- Performance Rules.
- Conclusion. Information Requirements.
- Right of Withdrawal.
- Performance Rules.
- Conclusion.

Fields of interests
European Law; Commercial Law; Civil Law

Target groups
Research

Product category
Monograph
**International Law of Victims**

After having ignored victims, only recently both domestic and international law have begun to pay attention to them. As a consequence, different international norms related to victims have progressively been introduced. These are norms generally characterized by a certain concept from the perspective of victims, as well as by the enumeration of a list of rights to which they are entitled to; rights upon which the international statute of victims is built. In reverse, these catalogues of rights are the states’ obligations. Most of these rights are already existent in the international law of human rights. Consequently, they are not new but consolidated rights.

**Feature**
- Now approach: strengthening the victims’ perspective

**Contents**

**Fields of interests**
Human Rights; International Criminal Law; International Humanitarian Law, Law of Armed Conflict

**Target groups**
Professional/practitioner

**Product category**
Monograph

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**Juristic Concept of the Validity of Statutory Law**

**Critique of Contemporary German Nonpositivism**

This book presents the theory of the validity of legal norms, aimed at the practice of law, in particular the jurisdiction of the constitutional courts. The postpositivist concept of the validity of statutory law, grounded on a critical analysis of the basic theories of legal validity elaborated up to now, is introduced. In the first part of the book a contemporary German nonpositivist conception of law developed by Ralf Dreier and Robert Alexy is analysed in order to answer the question whether the juristic concept of legal validity should include moral standards or criteria. In the second part, a postpositivist concept of legal validity and an innovative model of validity discourse, based on the juristic presumption of the validity of legal norms, are proposed.

**Features**
- The first study devoted to the postpositivist conception of the validity of statutory law, based on a critical analysis of all the basic theories of legal validity elaborated up to now
- The first English-language monograph on the contemporary German nonpositivist conception of law developed by Ralf Dreier and Robert Alexy
- An innovative model of validity discourse, characteristic for the systems of statutory law, that introduces the concept of the juristic presumption of the validity of legal norms
- Presents the theory of the validity of statutory legal norms, aimed at the practice of law, in particular the jurisdiction of the constitutional courts

**Fields of interests**
Theories of Law, Philosophy of Law, Legal History; Fundamentals of Law; Constitutional Law

**Target groups**
Research

**Product category**
Monograph

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**The Matrix of Derivative Criminal Liability**

Derivative criminal liability includes inchoate offenses (criminal attempt, conspiracy, preparatory offenses, etc.), complicity (joint perpetration, perpetration through another, incitement, solicitation, accessoryship, etc.), organized crime, natural and probable consequences liability, post-crime aid, enterprise liability, terrorism and terrorist infrastructure, and many more forms of criminal liability, clearly making it a major pillar of modern criminal law. Although derivative criminal liability affects countries worldwide, there is still no general legal theory that covers this issue. The objective of the present book is to develop a comprehensive, general, legally sophisticated, and at the same time practical theory of derivative criminal liability.

**Features**
- First book to address derivative criminal liability as one complex
- Develops a complete and general theory of derivative criminal liability
- Includes highlighted definitions for practical use
- Focuses on the Anglo-American and European-Continental legal systems

**Contents**

**Fields of interests**
International Criminal Law; Criminology & Criminal Justice; Theories of Law, Philosophy of Law, Legal History

**Target groups**
Upper undergraduate

**Product category**
Monograph
Electronic Technology and Civil Procedure

New Paths to Justice from Around the World

Contents

Fields of interests
Private International Law, International & Foreign Law, Comparative Law; Civil Procedure Law; Public International Law

Target groups
Research

Product category
Contributed volume

Due June 2012

2012. 230 p. 22 illus. (Ius Gentium: Comparative Perspectives on Law and Justice, Volume 15) Hardcover
➤ approx. * (D) 106,95 | (A) 109,95 | sFr 133,50
➤ approx. € 99,95 | £90.00
ISBN 978-94-007-4071-6

The New Faces of Victimhood

Globalization, Transnational Crimes and Victim Rights

Contents
Preface.- Information on the Authors.- Part I Introductions and Overviews.- Chapter 1 New Faces of Victimhood; Reflections on the Unjust sides of Globalization; Rianne Letschert and Jan Van Dijk.- Chapter 2 Global Governance and Global Crime – Do Victims Fall in Between?: Rianne Letschert and Marc Groenhuijzen.- Chapter 3 Human Security and the Emergence of a Global Conscience; Ralf Bodeler.- Part II Victims of Transnational Crimes.- Chapter 4 Trafficking for Sexual Purposes as a Globalized Shadow Economy; Human Security as the Tool to Facilitate a Human Rights Based Approach; Conny Rijken and Renée Römkens.- Chapter 5 Transnational Organized Crime, Civil Society and Victim Empowerment; Jan Van Dijk.- Chapter 6 Victims of Environmental Pollution in the Slipstream of Globalization; Jonathan Verschuuren and Steve Kuchta.- Part III Victim Protection in Cyberspace.- Chapter 7 The Challenge of Identity Theft in Multi-level Governance; Towards a Coordinated Action Plan for Protecting and Empowering Victims; Nicole van der Meulen and Bert-Jaap Koops.- Chapter 8 International (Cyber)Stalking; Impediments to Investigation and Prosecution; Suzan van der Aa.- Chapter 9 Digital Tools: Risks and Opportunities for Victims; Explorations in E-victimology; Corin Prins.- Part IV Victims of Conflicts and Wars.- Chapter 10 Al Qaeda and Vicarious Victims; Some Victimological Insights into Globalized Terrorism; Antony Pemberton. […]

Fields of interests
Theories of Law, Philosophy of Law, Law History; Political Science, general; Law and Psychology

Target groups
Research

Product category
Contributed volume

Due January 2012

2011 2011. XIV, 300 p. (Studies in Global Justice, Volume 8) Softcover
➤ approx. * (D) 42,75 | (A) 43,95 | sFr 53,50
➤ approx. € 39,95 | £35.99
ISBN 978-94-007-3896-6

Post 9/11 and the State of Permanent Legal Emergency

Security and Human Rights in Countering Terrorism

Contents

Fields of interests
Private International Law, International & Foreign Law, Comparative Law; Philosophy of Law; Political Science, general

Target groups
Research

Product category
Contributed volume

Due May 2012

➤ * (D) 139,05 | (A) 142,94 | sFr 173,00
➤ € 129,95 | £117.00
ISBN 978-94-007-4061-7
The Implementation of the EU Services Directive

Transposition, Problems and Strategies

Contents


Fields of interests

European Law; Administrative Law; Law and Economics

Target groups

Research

Product category

Contributed volume

Prospects of Legal Semiotics

This book examines the progress to date in the many facets – conceptual, epistemological and methodological - of the field of legal semiotics. It reflects the fulfilment of the promise of legal semiotics when used to explore the law, its processes and interpretation.

Features

► Updates the current state of legal semiotics ► Highlights the interdisciplinary nature of legal semiotics ► Brings together the theory, structure and practice of legal semiotics in an accessible style ► Provides a theoretical and practical oriented synthesis of the historical and contemporary ideas on legal semiotics

Contents

Part I – Deconstructing Legal Semiotics. - Chapter 1 – Legal Semiotics and Semiotic Aspects of Jurisprudence; Bernard Jackson. - Chapter 2 - Firstness and phenomenology - Peirce and Husserl on Attitude Change; Jan M. Broekman. - Chapter 3 - The gift and the meaning-giving subject: a reading of Given Time; Jacques de Ville. - Chapter 4 - Resources for a Dialectical Legal Semiotics?Michael Salter. - Part II – Legal Semiotics as Communication. - Chapter 5 - The problems of the subjects; Louis Wolcher. - Chapter 6 - Law and governance in prophetic painting; Jackson Pollock, Mark Rothko, and Gilles Deleuze'; Ronnie Lippens. - Chapter 7 - Visual Law: The Changing Signifiers of Law in Popular Visual Culture; Jason Brainbridge. - Chapter 8 - Legal Controversies about the Establishment of New Places of Worship in Multicultural Cities: A Semiogeographic Analysis;Massimo Leone. - Selected Bibliography. - Index.

Fields of interests

Theories of Law, Philosophy of Law, Legal History; Philosophy of Law; Linguistics (General)

Target groups

Research

Product category

Contributed volume