



Law & Economics: Criminal Law

Economic Logic
in the Common
Law Penal Rules

Economics Of Crime Litigation

Carlos Wing-hung Lo



Economics Of Crime Litigation:

Encyclopedia of Law and Economics: The economics of crime and litigation Boudewijn Bouckaert, Gerrit de Geest, 2000

The Economics of Courts and Litigation Francisco Cabrillo, Sean Fitzpatrick, 2008-01-01 Dissatisfaction with the working of courts is ubiquitous Legal inertia and maladministration are the norm in many countries and have significant social and economic repercussions No longer a theme relegated to the peripheries of economic analysis the administration of justice is now recognised by most economists as being of fundamental importance for economic development a factor increasingly being acknowledged by policymakers at all levels The departure point for this book is the authors belief in the need for a systematic analysis of the incentive structures facing key players in the courts and litigation process They focus not only on structures pertaining to the common law tradition but offer analysis of issues not normally found in the North American literature such as the Latin notary and the selection and values of judges in civil law systems They further propose an ample list of considerations for a reform agenda Offering a comprehensive look at the incentives facing many key players in the administration of justice this book should be of great interest to law and economics scholars civil law professors legal reformers international development institutions and law students mindful of the need to improve the functioning of courts

The Law and Economics of Enforcing European Consumer Law Franziska Weber, 2016-03-03 In the internet age the need for effective consumer law enforcement has arguably never been greater This timely book is a comparative law and economic analysis of the changing landscape of EU consumer law enforcement policy EU member states are moving away from purely public or private law enforcement and now appear to be moving towards a more mixed approach not least due to European legislation This book reflects on the need for and creation of efficient enforcement designs It examines the various economic factors according to which the efficiency of different enforcement mechanisms can be assessed Hypothetical case scenarios within package travel and misleading advertising dealing with substantial individual harm and trifling and widespread harm are used to illustrate various consumer law problems Design suggestions on how to optimally mix enforcement mechanisms for these case scenarios are developed The findings are then used as a benchmark to assess real life situations in countries with different enforcement traditions the Netherlands Sweden and England The book is of value to both researchers and policy makers working in the area of consumer protection

Symposium on Federal Sentencing Policy for Economic Crimes and New Technology Offenses, 2000 *Bulletin on Economic Crime Enforcement*, *New Perspectives on Economic*

Crime Sjögren,, Göran Skogh, 2004-01-01 Economic crime is by definition crime committed to gain profit within an otherwise legitimate business Examples are illegal pollution brand name infringement and tax evasion **Economic Actors and the**

Limits of Transitional Justice Leigh A. Payne, Laura Bernal-Bermúdez, Gabriel Pereira, 2022-01-06 Business involvement in human rights violations has been part of the past the present and will likely continue in the future A legacy of impunity has prevailed globally Using case studies and original datasets this volume seeks to understand how corporate accountability for

human rights violations has been achieved and what barriers persist

Combating Economic Crimes Ndiva

Kofele-Kale,2013-03-01 In the last decade a new tool has been developed in the global war against official corruption through the introduction of the offense of illicit enrichment in almost every multilateral anti corruption convention Illicit enrichment is defined in these conventions to include a reverse burden clause which triggers an automatic presumption that any public official found in possession of inexplicable wealth must have acquired it illicitly However the reversal of the burden of proof clauses raises an important human rights issue because they conflict with the accused individual s right to be presumed innocent Unfortunately the recent spate of international legislation against official corruption provides no clear guidelines on how to proceed in balancing the right of the accused to be presumed innocent against the competing right of society to trace and recapture illicitly acquired national wealth Combating Economic Crimes therefore sets out to address what has been left unanswered by these multilateral conventions to wit the level of burden of proof that should be placed on a public official who is accused of illicitly enriching himself from the resources of the State balanced against the protection of legitimate community interests and expectations for a corruption free society The book explores the doctrinal foundations of the right to a presumption of innocence and reviews the basic due process protections afforded to all accused persons in criminal trials by treaty customary international law and municipal law The book then goes on to propose a framework for balancing and situationalizing competing human rights and public interests in situations involving possible official corruption

Internal Investigations of Economic Crime Petter Gottschalk,2015-08-18 Private internal investigations by fraud examiners is a growing business for professional services firms This book presents evaluations of a number of investigation reports in the United States and Norway The book discusses self regulation and regulatory policy Convenience theory is introduced as an integrated explanation of white collar crime

Strategic Litigation and Corporate Complicity in Crimes Under International Law Kalika Mehta,2023-10-09 This book provides a comprehensive account of how non state actors rely on international criminal law as a tool in the service of progressive political causes The argument that international criminal law and its institutions serve as an instrument in the hands of a few powerful states and that its practice is characterized by double standards and selectivity has received considerable attention This book however focuses on a practice that is informed by this argument Its focus is on an alternative practice within international criminal law where non state actors navigate what critical scholars call a structurally biased legal system in order to achieve long term political objectives Innovatively the book combines the concerns expressed by Third World Approaches to International Law with strategic litigation that focuses on the accountability of corporations for their complicity in crimes under international law Analysing this litigation the book demonstrates that while it is crucial to highlight the blind spots of the international criminal legal framework it is also important to take into account the practice of non state actors engaged in leveraging its emancipatory potential This original analysis of the implementation and legitimacy of international criminal law will be of interest to a wide range of scholars and

activists working in relevant areas of law politics criminology and international relations Connecticut Economic Crime Unit Debra Whitcomb, Louis Frisina, Robert L. Spangenberg, 1979 Departments of State, Justice, and Commerce, the Judiciary, and Related Agencies Appropriations for ... United States. Congress. Senate. Committee on Appropriations, 1983

Chief Executive Offenders and Economic Crime Petter Gottschalk, 2022-08-25 This book examines the role of Chief Executives in white collar crime from a convenience theory perspective Privileged position status legitimate resource access institutional deterioration lack of control and guardianship and criminal networks such as cartels are some of the typical factors of opportunity convenience when chief executives commit white collar crime By presenting and discussing such factors this book aims to clarify vulnerabilities in organizational settings when the deviant chief executive takes advantage of their position for criminal means The book applies convenience theory to explain a variety of cases of corporate crime committed by chief executives The work will be a valuable resource for academics and researchers in the areas of criminology and criminal justice law enforcement policy business management and organizational behavior

EU Criminal Justice, Financial & Economic Crime Marc Cools, 2011 This fifth volume of the Governance of Security GofS Research Paper series addresses a wide variety of topical issues focusing on European criminal justice and financial and economic crime The first cluster of articles is concerned with European criminal justice matters particularly relating to EU mutual recognition such as conceptualization unwanted effects in the context of prisoner transfer and sentence execution impact for cross border gathering and use of forensic expert evidence and interrogational fairness standards A second cluster of articles addresses the subjects of financial and economic crime ranging from informal economy among street children to formal informal economy vulnerability of the hotel and catering industry to crime and white collar crime phenomena like transnational environmental crime and corruption A final cluster groups together a variety of selected topical issues including juvenile offending and mental disorders desistance theories and sexually transmitted infections

Environmental justice in Africa: Cultural and economic impacts on the legal systems Dennis Oghenerobor Agelebe, 2025-05-26 This book s overarching theme is to discern the role of law in shaping environmental justice in Africa Simultaneously it delves into the intricate interplay of economic and cultural factors that can either facilitate or impede the pursuit of justice Acknowledging that environmental justice transcends legal frameworks alone the book emphasises its recognition as a social pillar integral to sustainable development In this holistic perspective environmental justice is positioned on equal footing with environmental protection and economic sustainability highlighting its multifaceted nature in Africa

Criminal Finance: The Political Economy of Money Laundering in a Comparative Legal Context Kris Hinterseer, 2002-05-13 As the first cross disciplinary analysis of money laundering fully recognizing the activity s economic political and juridical dimensions Criminal Finance clearly identifies a useful array of appropriate criteria that may be used to develop and implement effective control strategies The book will be of immeasurable and immediate value to bankers legislators

regulators law enforcement authorities and concerned lawyers and academics everywhere *China's Legal Awakening*
Carlos Wing-hung Lo, 1995-07-01 After decades of nihilistic rule under Mao Zedong can legal order be restored in China How
successful is Deng Xiaoping's initiative in developing a socialist legal system Where is China on its road to the rule of law
This book illustrates through the analysis of more than two hundred criminal cases selected from Minzhu yu fazhi Democracy
and the Legal System in the period 1979-89 that the establishment of a formal criminal justice system and the development
of an embryonic socialist theory of law in China reflect a genuine and widespread legal awakening A rudimentary legal
culture has taken hold among Party leaders cadres judicial personnel intellectuals and the general public Nevertheless the
contradiction between legal order and Party supremacy remains as demonstrated by the June Fourth incident in Beijing and
the ensuing trials of the 1989 dissidents **China Arbitration Yearbook (2022)** Yifei Lin, 2024-01-06 This book presents a
selection of the latest arbitration cases materials and commentaries from China It aims to provide information on the theory
and practice of arbitration combined It is intended to provide readers with a useful resource to guide them when they
encounter actual China related arbitration cases This book is a valuable resource for all practitioners concerned with
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Appropriations for 1990: Department of Justice United States. Congress. House. Committee on Appropriations.
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