

# Emmins on Sentencing (Practical Approach to)

Christopher J. Emmins, Martin Wasik

# Emmins On Sentencing

**J Rink**



## **Emmins On Sentencing:**

**Emmins on Sentencing** Martin Wasik, Christopher J. Emmins, 1993 Based on A Practical Approach to Sentencing by the late Christopher Emmins this book provides a guide to the types of sentence which are now available to the courts It explains the powers of sentencing which can be used and how they are likely to be exercised in practice **A Practical Approach to Sentencing** Martin Wasik, 2014 Sentencing is one of the fastest moving areas of law with frequent legislative changes and hundreds of reported appellate decisions each year A Practical Approach to Sentencing a completely updated and revised new edition of Emmins on Sentencing offers the most comprehensive coverage of modern sentencing law making it an essential purchase for all criminal practitioners The book provides a clear and complete guide to the sentences which are available to the courts describing the powers of sentencing which can be used and how they are likely to be exercised in practice by the Crown Court or magistrates courts Offering guidance and analysis on sentencing principles and procedures the book also provides a practical summary of relevant sentencing guidelines and leading guideline decisions With thorough coverage and explanation of the changes brought about by the Legal Aid Sentencing and Punishment of Offenders Act this new edition is an indispensable guide for criminal practitioners at all levels The A Practical Approach series is the perfect partner for practice work Each title focuses on one field of the law providing a comprehensive overview of the subject together with clear practical advice and tips on issues likely to arise in practice The books are also an excellent resource for those new to the law where the expert overview and clear layout promote clarity and ease of understanding **Sentencing and Criminal Justice** Andrew Ashworth, 2010-02-04 Andrew Ashworth expertly examines the key issues in English sentencing policy and practice including the mechanisms for producing sentencing guidelines He considers the most high profile stages in the criminal justice process such as the Court of Appeal s approach to the custody threshold the framework for the sentencing of young offenders and the abiding problems of previous convictions in sentencing Taking into account the Criminal Justice and Immigration Act 2008 and the Coroners and Justice Act 2009 the book s inter disciplinary approach places the legislation and guidelines on sentencing in the context of criminological research statistical trends and theories of punishment By examining the law in relation to elements of the wider criminal justice system including the prison and probation services students gain a rounded perspective on the relevant principles and problems of sentencing and criminal justice Criminal Sentencing in Bangladesh Muhammad Mahbubur Rahman, 2017-03-20 In Criminal Sentencing in Bangladesh Muhammad Mahbubur Rahman critically examines the sentencing policies of Bangladesh and demonstrates that the country s sentencing policies are not only yet to be developed in a coherent manner and shaped with an appropriate and contextual balance but also remain part of the problem rather than part of the solution The author forcefully argues that the conception of sentencing policies cannot and should not always be confined exclusively to institutional understandings The typical realities of post colonial societies call for rethinking the traditional judiciary centred understanding of what is meant

by criminal sentences This book thus raises the question for theoretical sentencing scholarship whether the prevailing judiciary centred understanding of sentencing should be rethought

**Sentencing Rape** Graeme Brown, 2020-05-14 This book presents an in depth comparative study of sentencing practice for rape in six common law jurisdictions England and Wales Scotland Ireland Canada New Zealand and South Africa It provides a thorough review of the medical literature on the physical and psychological effects of rape the legal and philosophical literature on the seriousness of the offence and the victim's role in sentencing Given the increasingly common practice of perpetrators using mobile and online technologies to film or photograph the commission of sexual offences the book examines recent socio legal research on technology facilitated sexual violence and considers the implications for sentencing By building on recent scholarship on judicial decision making in sentencing and case law comprising over 250 decisions of the relevant appellate courts the book explores and critically analyses judicial approaches to rape sentencing The analysis is undertaken with a view to suggesting possible reforms to rape sentencing in non guideline jurisdictions In so doing this book seeks to establish general principles for sentencing rape assisting in the imposition of proportionate sentences This book will be of interest to judges and practising lawyers to those researching criminal law criminal justice criminology and gender studies and to policy makers including sentencing councils and commissions in common law jurisdictions worldwide

Sentencing and the Legitimacy of Trial Justice Ralph Henham, 2013-03-01 This book discusses the under researched relationship between sentencing and the legitimacy of punishment It argues that there is an increasing gap between what is perceived as legitimate punishment and the sentencing decisions of the criminal courts Drawing on a wide variety of empirical research evidence the book explores how sentencing could be developed within a more socially inclusive framework for the delivery of trial justice In the international context such developments are directly relevant to the future role of the International Criminal Court especially its ability to deliver more coherent and inclusive trial outcomes that contribute to social reconstruction Similarly in the national context these issues have a vital role to play in helping to re position trial justice as a credible cornerstone of criminal justice governance where social diversity persists In so doing the book should help policy makers in appreciating the likely implications for criminal trials of mainstreaming restorative forms of justice **Sentencing and the Legitimacy of Trial Justice** firmly ties the issue of legitimacy to the relevant context for delivering justice It suggests a need to develop the tools and methods for achieving this and offers some novel solutions to this complex problem This book will be a valuable resource for graduate students academics practitioners and policy makers in the field of criminal justice as well as scholars interested in socio legal and cross disciplinary approaches to the analysis of criminal process and sentencing and the development of theory and comparative methodology in this area

Sentence Discounts and the Criminal Process Ralph J Henham, 2017-09-20 This title was first published in 2001 This volume presents the results of an empirical investigation into the operation of sentence discounts for guilty pleas in the Crown Court It focuses primarily on the nature of judicial compliance with the S48 Criminal

Justice and Public Order Act 1994 and those variables in sentence decision making which impact on this process It also examines the relative use made of sentence discounts and the nature and relevance of court of appeal guidance In doing so it raises important theoretical issues relating to sentencing research and addresses the implications for sentencing policy and practice With empirical research on the operation of the sentencing process being comparatively rare the book should make an important contribution to the existing literature      **Sentencing and Society** Cyrus Tata,Neil Hutton,2017-03-02

Combining the latest work of leading sentencing and punishment scholars from twelve different countries this major new international volume answers key questions in the study of sentencing and society It presents not only a rigorous examination of the latest legal and empirical research from around the world but also reveals the workings of sentencing within society and as a social practice Traditionally work in the field of sentencing has been dominated by legal and philosophical approaches Distinctively this volume provides a more sociological approach to sentencing so allowing previously unanswered questions to be addressed and new questions to be opened This extensive collection is drawn from around one third of the papers presented at the First International Conference on Sentencing and Society Almost without exception the chapters have been revised cross referenced and updated The overall themes and findings of the international volume are set out by the opening Introduction and the closing Reflections chapters Research findings on particular penal policy questions are balanced with an analysis of fundamental conceptual issues making this international volume essential reading for sentencing and punishment scholars criminal justice policy makers and graduate students      **Correctional Ethics** John

Kleinig,2017-07-05 Correctional Ethics gathers the most prominent contributions to this burgeoning field ranging from the philosophy of punishment through to ethical appraisals of incarceration the professional responsibilities of prison personnel and formative work in restorative justice In addition it provides an annotated research agenda to help shape the development of a comprehensive correctional ethic For those working in correctional ethics this collection provides an essential resource

Emmins on Sentencing Martin Wasik,1998 Based on A Practical Approach to Sentencing by the late Christopher Emmins this book provides a guide to the types of sentence which are now available to the courts It explains the powers of sentencing which can be used and how they are likely to be exercised in practice      **Criminal Law** Jonathan Herring,2016 Jonathan

Herring s unique and bestselling approach of separating out the doctrinal and theoretical aspects of the law alongside expertly selected extracts makes this book enduringly popular with students and teachers      **European Criminal**

**Procedures** Mireille Delmas-Marty,J. R. Spencer,2002-10-17 Revised by Elena Ricci      **Exploring Sentencing Practice in England and Wales** J. Roberts,2015-02-27 This volume explores the theory and practice of sentencing in England and Wales exploring issues such as the role of previous convictions offender remorse and sentencing female offenders as well as drawing upon a new and unique source of data from the Crown courts      The Crime of Conspiracy in International Criminal Law Juliet R. Amenge Okoth,2014-05-13 This book looks at the relevance of conspiracy in international criminal law It

establishes that conspiracy was introduced into international criminal law for purposes of prevention and to combat the collective nature of participation in commission of international crimes. Its use as a tool of accountability has however been affected by conflicting conceptual perceptions of conspiracy from common law and civil law countries. This conflict is displayed in the decisions on conspiracy by the international criminal tribunals and finally culminates into the exclusion of punishment of conspiracy in the Rome Statute. It is questionable whether this latest development on the law of conspiracy was a prudent decision. While the function of conspiracy as a mode of liability is satisfactorily covered by the modes of participation in the Rome Statute, its function as a purely inchoate crime used to punish incomplete crimes is missing. This book creates a case for inclusion in the Rome Statute punishment of conspiracies involving international crimes that do not extend beyond the conceptual stage to reinforce the Statute's purpose of prevention. The conspiracy concept proposed is one that reflects the characteristics acceptable under both common law and civil law systems.

**Alcohol and Crime** Gavin Dingwall, 2013-07-23 Alcohol is massively associated with crime. Evidence from the British Medical Association found that alcohol use is associated with 60-70 per cent of murders, 70 per cent of stabbings, 50 per cent of fights or assaults in the home. For non-violent offences the association is very strong as well: 88 per cent of those arrested for criminal damage, 83 per cent for breach of the peace, 41 per cent for theft and 26 per cent for burglary had drunk in the four hours prior to their arrest. At the same time there has been intense concern about public drunkenness in town and city centres especially on the part of young people and the cost and damage this causes. This book seeks to understand the nature of the connection between alcohol and crime and the way the criminal justice system responds to the problem, providing a clear and accessible account and analysis of the subject. It draws upon a wide range of sources and research findings and also sets the subject within a broader comparative context. It takes an interdisciplinary approach and includes a sociological account of the role of alcohol in British society, a criminological analysis of the link between alcohol and crime and a philosophical consideration of individual responsibility for harm caused whilst intoxicated and a legal analysis of different approaches that can be adopted as a response to alcohol-related offending.

Textbook on Criminal Law Michael John Allen, 2007 Textbook on Criminal Law has been revised to incorporate all significant case law and statutory material since the last edition. Bringing clarity to this subject, the author clearly states the general principles of criminal law and the current state of the law, guiding students through areas of complexity.

*Addressing Offending Behaviour* Simon Green, Elizabeth Lancaster, Simon Feasey, 2013-05-13 Offending behaviour is one of the most talked-about issues in contemporary society. What can be done to stop people reoffending? What can be done to help people escape their criminal lifestyles? This book aims to review and analyse the different ways in which these questions are addressed in practice, drawing upon the expertise of academics and practitioners. The book provides a critical reference text for practitioners, students and researchers interested in devising the most effective means of addressing offending behaviour. Its focus is on the actual work undertaken with offenders and draws upon

generic issues of practice applicable across the voluntary community and statutory sectors Addressing Offending Behaviour aims to bridge the gap between practice and research It explores a wide range of innovative techniques for offender intervention along with some of the most challenging academic theories It also considers the wider social political and legal context in which this work takes place and explores the values and bias which operate at both individual and institutional levels It will be key reading for both students and practitioners involved in the fields of criminology and criminal justice law policing probation prisons youth justice and social work

**Finding Legal Information** David Pester, 2003-09-30 Given the vast amount of legal information available it is sometimes very difficult and certainly very time consuming to know where to start looking for the specific information you require This book covering the most up to date information sources printed and electronic helps guide the reader towards the information they need It is an accessible and easy to use directory of legal information sources for librarians lawyers students and anyone needing legal information The book covers mainly British and European Union law and includes general material and the main subject areas including online and internet sources It also lists reference material such as legal dictionaries and directories The book is essentially a directory of information sources with publishing details including ISBN and short comments where useful Electronic sources are mentioned where relevant with details of scope and any limitations of coverage Comprehensive and up to date covering electronic sources and important legal developments including civil procedure and human rights Covers the massive expansion of information on the web and online services Based on the author's considerable experience thus he has gained a detailed and wide ranging understanding and appreciation of users needs and areas of interest

*Principles of Criminal Law* Andrew Ashworth, 1999 This new edition of the popular and highly respected Criminal Law textbook has been revised and completely updated to incorporate all developments in the field of criminal law since 1995 The criminal law is an increasingly complex and fascinating subject The basic structure of this book on the subject has been retained as has its emphasis on introducing the criminal law to students through the principles which lie behind or should lie behind it Issues of principle and policy involved in the shaping of law as created by the legislature courts law reform bodies and academic commentators are again dealt with In this new edition greater emphasis is placed on the growing number of principles stemming from the European Convention on Human Rights Specific attention is also paid to new developments in the law relating to complicity provocation and other manslaughter and to the defence of duress

**Medium Secure Psychiatric Provision in the Private Sector** Katrina R Moss, 2018-12-21 First published in 1998 this volume assesses issues of privatisation and mental health provision in the Medium Secure Psychiatric Care sector including case studies on two regional secure units and Stockton Hall Psychiatric Hospital between 1989 and 1992 It emerged at the end of a period of Conservative Party dominance of almost two decades in which privatisation had been at the forefront of discussion and focused on the midpoint of that era Despite this privatisation of psychiatric care had received little discussion Here Katrina R Moss discusses the role of private medical care in the UK

healthcare landscape with focus on the meaning of privatisation attitudes towards privatising the criminal justice system along with relevant legal and medical issues related to regulation by the Mental Health Act 1983



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