Record Nr. UNINA9910159437303321 Autore Von Hirsch Andrew Titolo Deserved criminal sentences: an overview / / Andreas von Hirsch Oxford;; Portland, Oregon:,: Hart Publishing, an imprint of Pubbl/distr/stampa Bloomsbury Publishing Plc, , 2017 1-5099-3005-1 **ISBN** 1-5099-0269-4 1-5099-0268-6 1-5099-0267-8 Descrizione fisica 1 online resource (179 pages) Disciplina 345/.0772 Soggetti Proportionality in law Punishment - Philosophy Sentences (Criminal procedure) Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Nota di bibliografia Includes bibliographical references and index. Nota di contenuto Introduction: the emergence of the proportionate sentence -- Sentence proportionality sketched briefly -- Why should the criminal sanction exist? -- Why punish proportionately? -- Ordinal and cardinal proportionality -- Seriousness, severity and the living-standard -- The role of previous convictions -- Proportionate non-custodial sanctions -- A "modified" desert model? -- The politics of the desert model --Proportionate sentences for juveniles -- Appendix: the desert model's evolution: a brief chronology. Sommario/riassunto "This book provides an accessible and systematic restatement of the desert model for criminal sentencing by one of its leading academic exponents. The desert model emphasises the degree of seriousness of the offender's crime in deciding the severity of his punishment, and has become increasingly influential in recent penal practice and scholarly debate. It explains why sentences should be based principally on crime-seriousness, and addresses, among other topics, how a desert-

based penalty scheme can be constructed; how to gauge punishments' seriousness and penalties' severity; what weight should be given to an offender's previous convictions; how non-custodial sentences should

be scaled; and what leeway there might be for taking other factors into account, such as an offender's need for treatment. This volume will be of interest to all those working in penal theory and practice, criminal sentencing and the criminal law more generally."--Bloomsbury Publishing.