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Nota di contenuto	; Part I: Frames and foundations: 1. Introduction to Torture as Tort: from Sudan to Canada to Somalia / Craig Scott ; -- 2. Translating torture into transnational tort: conceptual divides in the debate on corporate accountability for human rights harms / Craig Scott ; -- 3. International human rights tort claims and the experience of United States courts: an introduction to the US case law, key statutes and doctrines / Michael Swan ; -- 4. Taking Filartiga on the road: why courts outside the United States should accept jurisdiction over actions involving torture committed abroad / John Terry ; -- 5. Torture: prevention versus punishment? / Malcolm Evans and Rod Morgan ; Part II: Jurisdiction and immunity: 6. Taking jurisdiction in transnational human rights tort litigation: universality jurisdiction's relationship to ex juris service, Forum Non Conveniens and the presumption of territoriality / Anne C McConville ; -- 7. Geographies of injustice: human rights at the altar of convenience / Upendra Baxi ; -- 8. The Commercial activity exception to sovereign immunity and the

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Sommario/riassunto

"The controversial nature of seeking globalised justice through national courts has become starkly apparent in the wake of the Pinochet case in which the Spanish legal system sought to bring to account under international criminal law the former President of Chile, for violations in Chile of human rights of non-Spaniards. Some have reacted to the involvement of Spanish and British judges in sanctioning a former head of state as nothing more than legal imperialism while others have termed it positive globalisation. While the international legal and associated statutory bases for such criminal prosecutions are firm, the same cannot be said of the enterprise of imposing civil liability for the same human-rights-violating conduct that gives rise to criminal responsibility. In this work leading scholars from around the world address the host of complex issues raised by transnational human rights litigation. There has been, to date, little treatment, let alone a comprehensive assessment, of the merits and demerits of US-style transnational human rights litigation by non-American legal scholars and practitioners. The book seeks not so much to fill this gap as to start the process of doing so, with a view to stimulating debate amongst scholars and policy-makers. The book's doctrinal coverage and analytical inquiries will also be extremely relevant to the world of transnational legal practice beyond the specific question of human

