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Titolo	Children and cross-examination : time to change the rules? / edited by John R. Spencer and Michael E. Lamb
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ISBN	1-84731-956-4 1-4725-6605-X 1-283-73954-2 1-84731-955-6
Edizione	[1st ed.]
Descrizione fisica	1 online resource (315 p.)
Disciplina	347.41066083
Soggetti	Child witnesses - Great Britain Child witnesses Cross-examination - Great Britain Cross-examination Electronic books.
Lingua di pubblicazione	Inglese
Formato	Materiale a stampa
Livello bibliografico	Monografia
Note generali	Includes the Pigot Report (Report of the Advisory Group on Video Evidence, 1989) --pages [4] of Cover
Nota di bibliografia	Includes bibliographical references and index
Nota di contenuto	Introduction / J.R. Spencer -- 'Kicking and screaming' : the slow road to best evidence / Joyce Plotnikoff and Richard Woolfson -- Alternative routes : accusatorial jurisdictions on the slow road to best evidence / Emily Henderson -- Children's evidence in legal proceedings : the position in Western Australia / Hal Jackson -- Cross-examining the child complainant : rights, innovations and unfounded fears in the Australian context / Annie Cossins -- An idea whose time has come : the reform of criminal procedure for child witnesses in New Zealand / Emily Henderson -- Child witnesses in Austria / Verena Murschetz -- The position in Norway / Trond Myklebust -- Conclusions / J.R. Spencer -- The Pigot Report 1989 (reprinted) 1. Introduction -- JR Spencer -- 2. 'Kicking and Screaming'-the Slow Road to Best Evidence -- Joyce Plotnikoff and Richard Woolfson -- 3. Alternative Routes: Accusatorial Jurisdictions on the Slow Road to Best Evidence -- Emily Henderson -- 4. Children's Evidence in Legal

Proceedings-the Position in Western Australia -- Hal Jackson -- 5. Cross-Examining the Child Complainant: Rights, Innovations and Unfounded Fears in the Australian Context -- Annie Cossins -- 6. An Idea Whose Time has Come: The Reform of Criminal Procedure for Child Witnesses in New Zealand -- Emily Henderson -- 7. Child Witnesses in Austria -- Verena Murschetz -- 8. The Position in Norway -- Trond Myklebust -- 9. Conclusions -- JR Spencer -- 10. The Pigot Report 1989 (reprinted)

Sommario/riassunto

In 2009, Stephen Barker was convicted of rape on the evidence of a little girl who was four-and-a-half years old at the trial, and about three-and-a-half when first interviewed by the police. The high point of the proceedings was the child's appearance as a live witness in order for Barker's counsel to attempt a cross-examination. This case focused attention on the need, imposed by current English law, for even tiny children to come to court for a live cross-examination. In 1989, the Pigot Committee proposed a scheme under which the whole of a young child's evidence, including cross-examination, would be obtained out of court and in advance of trial. In 1999 a provision designed to give effect to this was included in the Youth Justice and Criminal Evidence Act, but it has not yet been brought into force. The full Pigot proposal was implemented, however, in Western Australia, and similar schemes operate in a number of European jurisdictions. This book of essays examines a number of these schemes, and argues the case for further reforms in the UK

2. Record Nr.	UNINA9910777772303321
Autore	Drinan Robert F
Titolo	Can God & Caesar coexist? [[electronic resource]] : balancing religious freedom and international law / / Robert F. Drinan
Pubbl/distr/stampa	New Haven, : Yale University Press, c2004
ISBN	1-281-72268-5 9786611722685 0-300-13371-5
Descrizione fisica	1 online resource (272 p.)
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Soggetti	Freedom of religion Freedom of religion (International law)
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Formato	Materiale a stampa
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Nota di bibliografia	Includes bibliographical references (p. [255]-256) and index.
Nota di contenuto	Front matter -- Contents -- I. A New Global Right: Religious Freedom -- II. The Dimensions of the Freedom of Religion and of Conscience -- III. Religion in the Structure of the United Nations -- IV. Religious Freedom in the United States -- V. Religious Freedom and the European Court of Human Rights -- VI. Vatican II Vigorously Defends Religious Freedom -- VII. The Rights of Dissenters -- VIII. Religious Freedom and Issues of Gender and Sexuality -- IX. When Governments Repress and Persecute Religion -- X. The People's Republic of China and Religious Freedom -- XI. Religious Freedom and the Muslim World -- XII. The World's Jewish Community and Religious Freedom -- XIII. Questions of God and Caesar -- Appendix A. United Nations Declaration on the Elimination of All Forms of Intolerance and of Discrimination Based on Religion or Belief (1981) -- Appendix B. Vatican II Statement on the Jews -- Selected Bibliography -- Index
Sommario/riassunto	Father Robert F. Drinan-priest, scholar, lawyer, politician, activist, and ethicist-has spent his life working to strengthen human rights. In this important book, Father Drinan explores the state of religious freedom worldwide, arguing that international law and legal institutions have not gone far enough to protect religious freedom. The international community, says Father Drinan, has been slow to recognize the urgent

need of balancing the requirements of a pluralistic society with the demands of religious freedom. Despite numerous proclamations from the United Nations and from individual nations about the importance of religious freedom, says Father Drinan, there is still no covenant, legally binding instrument, or world tribunal to monitor freedom of religion. Drinan explores the status of religious freedom in certain Christian, Muslim, Jewish, and Communist societies whose doctrines may promote intolerance. And he asserts that the silence of international law allows nations to continue to punish persons who practice a faith viewed unfavorably by the government.
