1. Record Nr. UNINA9910793872003321 Autore Malby Steven Titolo Criminal theory and international human rights law / / Steven Malby Pubbl/distr/stampa Abingdon, Oxon;; New York, NY:,: Routledge,, 2019 **ISBN** 0-429-06021-1 0-429-59443-7 0-429-59572-7 Descrizione fisica 1 online resource (251 pages) Collana Routledge research in human rights law Disciplina 341.48 Soggetti Criminal liability (International law) International law and human rights - Criminal provisions Human rights - Europe - Criminal provisions Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Nota di bibliografia Includes bibliographical references and index. Nota di contenuto Introduction -- An international human rights law approach -- Rights in criminal theory -- Crime and criminalization obligations in international human rights law -- Criminalization in human rights treaties -- Criminalization in human rights cases -- Reasoning in criminalization cases -- Differences between criminal theory and an international human rights law approach -- The value of international human rights law for criminal theory -- Conclusion Sommario/riassunto "The development of an international human rights jurisprudence on criminalization is in its relative infancy. Nonetheless, systematic examination of international decisions on acts engaging the criminal law reveals an emerging human rights approach to the acceptability, or not, of criminalization. This book provides an in-depth characterization of the reasoning and principles that underpin those decisions. The work builds upon and adds value to existing literature by bringing together two fields of study - international human rights law and criminal theory - that usually receive separate treatment. It provides an in-depth analysis of human rights criminalization jurisprudence and presents a systematic identification of underlying reasoning and

concepts that influence international human rights decisions on

criminalization. The work thus advances both fields independently, as

well as providing an example of inter-(sub)disciplinary analysis"--