Record Nr. UNINA9910809053403321 Autore Farrell Michelle <1981-> Titolo The prohibition of torture in exceptional circumstances / / Michelle Farrell [[electronic resource]] Cambridge:,: Cambridge University Press,, 2013 Pubbl/distr/stampa **ISBN** 1-139-89227-4 1-107-28970-X 1-316-60341-5 1-107-28918-1 1-139-34432-3 1-107-29407-X 1-107-29023-6 1-107-29128-3 1-107-29300-6 Edizione [1st ed.] Descrizione fisica 1 online resource (xvi, 277 pages) : digital, PDF file(s) Disciplina 341.6/5 Soggetti Torture (International law) Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Note generali Title from publisher's bibliographic system (viewed on 05 Oct 2015). Includes bibliographical references and index. Nota di bibliografia Nota di contenuto State of law -- The ticking bomb scenario: origins, usages and the contemporary discourse -- State of exception -- Legal, extralegal or illegal? : the academic debate on the use of torture in exceptional circumstances -- The torture prohibition and the torture debate: moral aspects. Sommario/riassunto Can torture be justified in exceptional circumstances? In this timely work, Michelle Farrell asks how and why this question has become such a central debate. She argues that the ticking bomb scenario is a fiction which blinds us to the reality of torture and investigates what it is that that scenario fails to represent. Farrell aims to reframe how we think about torture, and critically reflects on the historical and contemporary approaches to its use in exceptional situations. She demonstrates how torture, from its use in Algeria to the 'War on Terror', has been misrepresented, and appraises the legalist, extra-legalist and absolutist assessments of exception to the torture prohibition. Employing Giorgio

Agamben's theory of the state of exception as a foil, Farrell deconstructs these approaches and goes on to propose her own theory of exceptional torture.