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Fact-Finding without Facts Nancy A. Combs, 2010-07-30 *Fact Finding Without Facts* explores international criminal fact finding empirically conceptually and normatively After reviewing thousands of pages of transcripts from various international criminal tribunals the author reveals that international criminal trials are beset by numerous and severe fact finding impediments that substantially impair the tribunals ability to determine who did what to whom These fact finding impediments have heretofore received virtually no publicity let alone scholarly treatment and they are deeply troubling not only because they raise grave concerns about the accuracy of the judgments currently being issued but because they can be expected to similarly impair the next generation of international trials that will be held at the International Criminal Court After setting forth her empirical findings the author considers their conceptual and normative implications The author concludes that international criminal tribunals purport a fact finding competence that they do not possess and as a consequence base their judgments on a less precise more amorphous method of fact finding than they publicly acknowledge

Garner's Dictionary of Legal Usage Bryan A. Garner, 2011 This new edition of Garner's Dictionary of Legal Usage discusses and analyzes modern legal vocabulary and style more thoroughly than any other contemporary reference work Since the first edition Bryan A Garner has drawn on his unrivaled experience as a legal editor to refine his position on legal usage The new Third Edition remains indispensable Garner has updated entries throughout added hundreds of new entries and thousands of new illustrative quotations from judicial opinions and leading lawbooks revised the selected bibliography and expanded and updated cross references to guide readers quickly and easily A new preface introduces the reader to this edition and discusses content that has been newly incorporated Influential writers and editors rely on Garner's Dictionary of Legal Usage daily It is an essential resource for practicing lawyers legal scholars and libraries of all sizes and types functioning as both a style guide and a law dictionary guiding writers to distinguish between true terms of law and mere jargon and illustrating recommended forms of expression Common blunders are discussed in ways that will discourage writers from any further use The origins of frequently used expressions are described with engaging prose Collectively there is no better resource for approaching legal writing in a logical clear and error free way A Dictionary of Modern Legal Usage Bryan A. Garner, 2001 A comprehensive guide to legal style and usage with practical advice on how to write clear jargon free legal prose Includes style tips as well as definitions *Phase Fact Finder* Terry O. Brien, 2014-12-01

Documents on Disarmament United States. Arms Control and Disarmament Agency, 1986 **International Law and Fact-Finding in the Field of Human Rights** Bertie G. Ramcharan, 2021-10-18 *The Puffin Factfinder* Derek O'Brien, 2011-12-15 Who was the first man to play golf on the moon What was the name of the poet known as The Parrot of India Where would you weigh less Equator or the North Pole Asia's best known quizmaster Derek O'Brien brings this ultimate reference book for students and inquisitive minds Exhaustive and comprehensive The Puffin Factfinder gives

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Investigative Interviewing Eugene F. Ferraro (CPP, SPHR),2014-07-14 There are few skills more important to the modern fact finder than the ability to obtain information through effective interviewing While most interviewing books are intended for law enforcement they often present harsh and accusatory techniques that can be counterproductive in private sector investigations *Investigative Interviewing Psychology Method and Practice* covers modern techniques for private sector investigative interviews It outlines a highly structured and process driven technique that takes a non accusatory approach uses no intimidation or coercion and has been proven to achieve admission rates above 90 percent This time tested methodology is easy to learn and replicate and will help you to significantly diminish the likelihood of false confessions Illustrates the process of investigation Identifies the differences between the public and private sectors Reviews the fundamentals of interviewing Covers the investigative interview method Explains how to overcome objections Considers legal challenges and litigation avoidance Sharing insights garnered over the author s 30 years of experience in investigations and interviewing the book includes case studies based on actual investigations that illustrate industry best practices Although the text focuses on private sector investigations the methods presented are also applicable in law enforcement settings This book presents the tools and methods required to produce investigative results that are legal and admissible in court It will help you develop the skills to ensure ethical interviewing practice while investigating a range of situations and protecting against those who intend to cause the organization harm

Investigations in the Workplace

Eugene F. Ferraro,T.J. MacGinley,Ban Seng Choo,2012-02-15 The process of investigation is dynamic and fluid The approach must be reasonable and the investigator flexible However in order to be successful every investigation must have a meaningful purpose and be executed ethically and lawfully Inevitably employers must invest time money and patience to ensure they obtain demonstrable and actionable

The Northeastern Reporter ,1897 Includes the decisions of the Supreme Courts of Massachusetts Ohio Indiana and Illinois and Court of Appeals of New York May July 1891 Mar Apr 1936 Appellate Court of Indiana Dec 1926 Feb 1927 Mar Apr 1936 Courts of Appeals of Ohio

Fact-Finding in International

Arbitration Julian Bickmann,2022-12-09 Establishing a factual basis on which to apply the law can be an extraordinarily challenging process and perhaps more so in international arbitration than in any other proceedings due to the very different notions of fact finding that prevail among jurisdictions This important book assesses for the first time the contours of an emerging transnational law of fact finding that promises to greatly enhance the efficiency and reliability of this crucial arbitral procedure In his analysis focusing on bases that reflect current but fluid transnational practice the author assembles

a viable *lex evidentiæ* from an in depth examination and synthesis of the following bodies of source material published arbitration proceedings and awards the general framework of fact finding issues as provided for under the arbitration acts of England and Wales the United States Germany Brazil Spain Switzerland Austria and Italy as well as under the Model Law fact finding stipulations under UNCITRAL Arbitration Rules as well as under various institutional rules soft law such as the IBA Rules Prague Rules ALI UNIDROIT Principles of Transnational Civil Procedure best practices as captured by legal commentary and investment arbitration proceedings where many decisions and awards are nowadays publicly available In the course of the analysis a comprehensive description and analysis of what fact finding entails including both gathering of facts and taking of evidence is fully elaborated Given that it is an essential task of international arbitration proceedings to define the disagreements between the parties and seek to determine the truth the international arbitration community must be able to rely on a robust consistent and predictable albeit flexible and adaptive set of fact finding rules Against this background the present study not only provides a stocktaking of current practice but also makes a signal contribution to meeting the need for legal certainty and reliability in international arbitration

The Transformation of Human Rights Fact-finding Philip Alston, Sarah Knuckey, 2016 Fact finding is at the heart of human rights advocacy and is often at the center of international controversies about alleged government abuses In recent years human rights fact finding has greatly proliferated and become more sophisticated and complex while also being subjected to stronger scrutiny from governments Nevertheless despite the prominence of fact finding it remains strikingly under studied and under theorized Too little has been done to bring forth the assumptions methodologies and techniques of this rapidly developing field or to open human rights fact finding to critical and constructive scrutiny The Transformation of Human Rights Fact Finding offers a multidisciplinary approach to the study of fact finding with rigorous and critical analysis of the field of practice while providing a range of accounts of what actually happens It deepens the study and practice of human rights investigations and fosters fact finding as a discretely studied topic while mapping crucial transformations in the field The contributions to this book are the result of a major international conference organized by New York University Law School's Center for Human Rights and Global Justice Engaging the expertise and experience of the editors and contributing authors it offers a broad approach encompassing contemporary issues and analysis across the human rights spectrum in law international relations and critical theory This book addresses the major areas of human rights fact finding such as victim and witness issues fact finding for advocacy enforcement and litigation the role of interdisciplinary expertise and methodologies crowd sourcing social media and big data and international guidelines for fact finding

Quality Control in Fact-Finding Morten Bergsmo, 2013-11-16 This book discusses how fact finding mechanisms for alleged violations of international human rights humanitarian and criminal law can be improved There has been a significant increase in the use of international internationalised and domestic fact finding mechanisms since 1992 including by the United Nations human rights system

international commissions of inquiry truth and reconciliation commissions and NGOs They are analysed and assessed in detail by 19 authors under the common theme Quality Control in Fact Finding The authors include Richard J Goldstone Martin Scheinin LIU Daqun Charles Garraway David Re Simon De Smet FAN Yuwen Isabelle Lass e WU Xiaodan Dan Saxon Chris Mahony Dov Jacobs Catherine Harwood Lyal S Sunga Wolfgang Kaleck Carolijn Terwindt Ilia Utmelidze and Marina Aksenova Serge Brammertz has written the Preface and LING Yan a Foreword The book emphasises quality awareness and improvement in non criminal justice fact work This quality control approach recognises inter alia the importance of leadership in fact finding mechanisms the responsibility of individual fact finders to continuously professionalise and the need for fact finders to be mandate centred It is an approach that invites the consideration of how the quality of every functional aspect of fact finding can be improved including work processes to identify locate obtain verify analyse corroborate summarise synthesise structure organise present and disseminate facts The book also considers regulatory approaches to enhance quality and professionalisation

The Procedural Law Governing Facts and Evidence in International Human Rights Proceedings Torsten Stirner, 2021-07-15 This book provides a comparative assessment of the procedural law governing facts and evidence with references to over 900 judgments and decisions of the European and the Inter American Court of Human Rights as well as the UN Human Rights Committee It identifies underlying principles which govern the procedural law of these international human rights institutions Based on the premise of a contextualized procedural law governing facts and evidence the book analyzes where current approaches lack a foundation in the contextualization premise and offers solutions for recurring procedural problems relating to questions of subsidiarity in fact finding burden and standard of proof as well as the admissibility and evaluation of evidence

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Law Dictionary Steven H. Gifis, 2010-09-01 Updated to reflect recent modifications in federal and state law this book is a quick reference source for lawyers law students legal professionals and interested laypersons The author defines more than 5 000 legal terms using nontechnical language that remains legally accurate Terms are documented with citations and apply to civil procedure commercial and contract law constitutional law criminal law property law and torts This is a mass market size paperback This Law Dictionary is also available from Barron s in a trade edition that features larger pages with large type

Documents on Disarmament , 1986

Refugee Law's Fact-Finding Crisis Hilary Evans Cameron, 2018-05-10 At a time when many around the world are fleeing their homes seeking refugee protection has become a game of chance Partly to blame is the law that governs how refugee status decision makers resolve their doubts This long neglected branch of refugee law has been growing in the dark with little guidance from the Refugee Convention and little attention from scholars By looking closely at the Canadian jurisprudence Hilary Evans Cameron provides the first full account of what this law is trying

to accomplish in a refugee hearing She demonstrates how a hole in the law s normative foundations is contributing to the dysfunction of one of the world s most respected refugee determination systems and may well be undermining refugee protection across the globe The author uses her findings to propose a new legal model of refugee status decision making

Labor Relations in the Public Sector, Fourth Edition Richard C. Kearney, Patrice M. Mareschal, 2011-03-23 That we are participants in a global economy may no longer be news but its impact continues to shape the field of labor relations This is certainly true in the public sector where union membership is stagnant and outsourcing is becoming more and more prevalent Further impacting current trends are local and state movements to restructure public organizations and the processes they use to conduct their activities and provide services These include the mechanisms of collective bargaining and contract administration Reflecting these and many other trends and changes this fourth edition of the perennially bestselling **Labor Relations in the Public Sector** is now completely updated The fundamental reader friendly organization of the book remains the same and it continues to address the many facets that must be considered today as unions still represent 40 percent of public sector workers However in keeping up with the formative events of recent times this text Accounts for emerging trends in scholarly and professional literature as well as in practice Features several new case studies that provide readers with experiential learning opportunities across a range of contemporary situations Places greater emphasis on ways to develop and use interest based win win negotiations during bargaining processes and throughout the administration of contracts This volume recognizes the key role played by unions in the federal government and in a large proportion of state and local jurisdictions but it also recognizes that much is changing Fiscal realities and strategic challenges are changing the role of the labor union in the public sector This is a trend that must be understood if its consequences are to be anticipated and met for the mutual good **DHHS Publication No. (OHDS). ,1981**

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