

Kora Andrieu

La justice transitionnelle



La Justice Transitionnelle De Lafrique Du Sud Au Rwanda

**Susanne Buckley-Zistel, Teresa Koloma
Beck, Christian Braun, Friederike Mieth**

La Justice Transitionnelle De Lafrique Du Sud Au Rwanda:

La justice transitionnelle Kora Andrieu, 2012-11-16 La 4e de couverture indique Justice transitionnelle Connais pas Pourtant c est d sormais dans les relations internationales une recette devenue comme une norme qui s appliquerait tout pays sortant d une dictature ou d une guerre et aspirant une vie politique et civique pacifi e Les pays concern s sont aujourd hui l gion Afrique du Sud Rwanda Sri Lanka Ouganda Libye C te d Ivoire gypte Tunisie Guin e Maroc sans oublier nombre de pays latino am ricains et europ ens ceux autrefois domin s l Est par les r gimes communistes ou l Espagne hant e par les fosses communes du r gime franquiste Dans tous les cas il a t question de commissions V rit et R conciliation de gu rison des atrocit s du pass par l expression publique des victimes et d ventuelles r parations financi res ou symboliques voire de la fonction sociale des proc s de dictateurs et de tortionnaires Or la culture d mocratique ne se forge pas d embl e dans ces normes cathartiques et la d mocratie politique ne peut surgir de situations d in galit s sociales et conomiques iniques l Afrique du Sud et le Maroc le prouvent l envi La justice transitionnelle n a de chance de devenir r alit que si au del de l expression publique trop souvent contr l e des victimes celles ci se transforment en authentiques acteurs de la d mocratie gr ce la satisfaction de normes et d attentes que sont la reconnaissance la dignit la tol rance la confiance et l autonomie Voici la philosophie politique mise au d fi de la r alit la plus crue partout maintenant

Transitional Justice in Tunisia Simon Robins, Paul Gready, 2022-07-15 This book engages comprehensively with the dynamics of the transitional justice process in Tunisia and its mechanisms elaborating lessons for transitional justice practice globally Grounded in new empirical material as well as a broader awareness of transitional justice this book provides a thorough assessment of transitional justice in Tunisia Beyond an overview of the process it critically engages with key questions such as the extent to which the process articulated global contemporary practice such as liberal state building and narrow conceptions of justice as civil political rights and to which it generated novel approaches at odds with the mainstream that can inform global practice The book examines how the transitional justice process in Tunisia has been contextualised and made relevant to the nation s circumstances and needs It looks at innovation at the level of formal mechanisms and at the dynamics of mobilisation and contestation surrounding transitional justice both from civil society organisations and victims groups Bringing together analysis from legal scholars social scientists as well as activists and practitioners the book challenges the legalism of transitional justice discourse globally engendering a dialogue between these legal and judicial approaches on the one hand and alternative more diverse and radical approaches to justice on the other in order to both deal with the past and to address ongoing injustice This first book in English to address the dynamics and mechanisms of the transitional justice process in Tunisia will appeal to students and scholars of transitional justice human rights peacebuilding conflict and peace studies development and security studies as well as policymakers and practitioners in these fields and others with interests in Middle Eastern studies

Transitional Justice Theories Susanne Buckley-Zistel, Teresa Koloma Beck, Christian Braun, Friederike

Mieth,2013-10-30 *Transitional Justice Theories* is the first volume to approach the politically sensitive subject of post conflict or post authoritarian justice from a theoretical perspective It combines contributions from distinguished scholars and practitioners as well as from emerging academics from different disciplines and provides an overview of conceptual approaches to the field The volume seeks to refine our understanding of transitional justice by exploring often unarticulated assumptions that guide discourse and practice To this end it offers a wide selection of approaches from various theoretical traditions ranging from normative theory to critical theory In their individual chapters the authors explore the concept of transitional justice itself and its foundations such as reconciliation memory and truth as well as intersections such as reparations peace building and norm compliance This book will be of particular interest for scholars and students of law peace and conflict studies and human rights studies Even though highly theoretical the chapters provide an easy read for a wide audience including readers not familiar with theoretical investigations *Comparing Transitions to Democracy. Law and Justice in South America and Europe* Cristiano Paixão,Massimo Meccarelli,2021-08-18 This present book examines some of the key features of the interplay between legal history authoritarian rule and political transitions in Brazil and other countries from the end of 20th Century until today This book casts light on these aspects of the role of law and legal actors institutions In the context of transition from authoritarian rule to democratic state Brazil has produced a significant literature on the challenges and shortcomings of the transition but little attention has been given to the role of law and legal actors institutions Different approaches focus on the legal mechanisms discourses and practices used by the military regime and by the players involved in the political transition process in Brazil A comparative perspective that takes into account different political transitions and their legal consequences in Europe and Latin America complements the analysis Part 1 4 essays discusses some of the central issues of political transition and legal history in contemporary Brazil focusing on the time of the transition and its effects on transitional justice with different perspectives from racial and gender issues to constitutional reform and police repression Part 2 3 essays brings the comparative studies on South American experiences Part 3 4 essays analyses different cases of transition to democracy in Chile Portugal Spain and Italy Part 4 3 essays proposes a historiographical and methodological approach considering the politics of time involved in the interplay between political transitions and legal history **Archives and Human Rights** Jens Boel,Perrine Canavaggio,Antonio González Quintana,2021-02-09 Why and how can records serve as evidence of human rights violations in particular crimes against humanity and help the fight against impunity *Archives and Human Rights* shows the close relationship between archives and human rights and discusses the emergence at the international level of the principles of the right to truth justice and reparation Through a historical overview and topical case studies from different regions of the world the book discusses how records can concretely support these principles The current examples also demonstrate how the perception of the role of the archivist has undergone a metamorphosis in recent decades towards the idea that archivists can and must play an active role

in defending basic human rights first and foremost by enabling access to documentation on human rights violations

Confronting painful memories of the past is a way to make the ghosts disappear and begin building a brighter more serene future The establishment of international justice mechanisms and the creation of truth commissions are important elements of this process The healing begins with the acknowledgment that painful chapters are essential parts of history archives then play a crucial role by providing evidence This book is both a tool and an inspiration to use archives in defence of human rights The Open Access version of this book available at <http://www.taylorfrancis.com/books/e> ISBN has been made available under a Creative Commons Attribution Non Commercial No Derivatives 4.0 license

Transitional Justice after German Reunification Juan Espindola, 2015-04-16 How do societies transitioning from oppressive to democratic rule hold accountable those citizens who contributed to maintaining injustice in the ancient regime by secretly denouncing fellow citizens Is their public identification a way of fulfilling respect for those who suffered harm as a result of their collaboration And is public identification respectful of denunciators themselves This book pursues these questions through a multidisciplinary investigation focusing on the denunciators for the East German secret police and the Ministry of State Security and the way in which they have been publicly unveiled in contemporary German society The book evaluates the justifications that social actors offer to support or oppose public identifications how targeted collaborators react to this social practice and whether it achieves its intended purpose At every stage the book asks whether the motivations and the consequences of public identifications honor or undermine the value of respect for people

Dignity or Death Norman Ajari, 2022-11-09 This book sets out to understand the ethical dimension of Black lives and deaths in the modern period Recent events from the brutal murder of George Floyd to the pervasive violence meted out daily on the streets of our cities have demonstrated all too clearly the fundamental trait that shapes our contemporary moment the Black condition is defined by indignity Ajari takes dignity as his starting point because dignity is what white people try to abolish in their violence toward Black people and it is what they deprive themselves of in exerting this violence Dignity is also what Black people collectively affirm when they rise up against white domination When a young Black man or woman's dignity is taken from them as the result of assault rape or assassination at the hands of the state the roots of a long history of struggle conquest and affirmation of African humanity are exposed and shaken Above all dignity is the ability of the oppressed trapped between life and death to remain standing Dignity or Death offers an uncompromising critical analysis of the European philosophical tradition in order to recover the misunderstood history of radical thought in Black worlds Slave uprisings Negritude radical Christian traditions in North America and South Africa and political ontology are all steps on a long and troubled path of liberation

GOUVERNANCE ACTIVE ET JUSTICE TRANSITIONNELLE Marco Kamango, 2019-09-03 Le Professeur Marco Kamango Wembulua Albertovich invite une politique adaptée de gouvernance active ayant des composantes de justice transitionnelle qui serait d'une aide précieuse pour soutenir plus efficacement tout Etat moderne en matière de conciliation interne de cohésion sociale et de

reconstruction nationale ainsi ipso facto consolider mondialement tant la paix que le développement durable Un aspect majeur pour l'efficacité d'une gouvernance active demeure dans l'inclusion des critères actualisés avec des contrastes tant impartiaux que réguliers attendu que toute politique adoptée n'est rien d'autre qu'un bout de papier additionnel tant que les dispositions opérationnelles et les lignes directrices ne sont point incorporées dans les législations nationales ensuite mises en œuvre comme initialement prévu

De l'Impunité Michel Hastings, Bruno Villalba, 2017-09-12 La question de l'impunité connaît aujourd'hui un net regain d'actualité En son nom les sociétés démocratiques fabriquent en permanence les frontières morales de leur intolérable Agir impunément c'est échapper la sanction prévue par les normes positives ou morales Pas d'impunité pour les jeunes casseurs de banlieue pas d'impunité pour les **Les poursuites pénales en période de justice transitionnelle et réconciliation au Mali** Issa Doumbia, 2022-10-04 Cet ouvrage traite de la problématique des poursuites pénales et de la réconciliation dans le processus de justice transitionnelle JT au Mali La justice tant un pilier important de ce processus son action présente des effets pacificateurs dans les situations de crise ou de conflit marquées par des violences continues comme au Mali Ainsi l'analyse de la situation malienne conduit inéluctablement à douter de la capacité de la justice poursuivre efficacement les auteurs présumés des crimes commis durant le conflit armé dans ce pays tant cette justice reste minée par des difficultés structurelles et conjoncturelles se répercutant sur la conduite des poursuites engagées ou engagées contre les auteurs des crimes internationaux graves commis au Mali

2011 376 01-08-2022, **Transition humanitaire en Côte d'Ivoire** Collectif, 2017-07-17 Le deuxième volume de la collection Devenir Humanitaire est consacré la Transition humanitaire en Côte d'Ivoire Il est le fruit de la rencontre d'universitaires d'acteurs non gouvernementaux et d'institutionnels réunis Abidjan les 18 et 19 novembre 2015 par le Fonds Croix Rouge française pour débattre sur leurs pratiques sur les principes qui les sous-tendent et sur les enjeux plus larges qui se rapportent à l'humanitaire La première partie de l'ouvrage s'intéresse aux mutations touchant l'humanitaire ivoirien et la seconde se consacre la maladie virus Ebola comme révélateur de certains enjeux humanitaires au niveau sous régional Soulignant la nécessité de prendre en compte les visions du monde des populations destinataires de l'aide les contributions rassemblées dans ce volume soutiennent une réflexion sur le sens de l'humanitaire et sur ce qui peut accompagner ses transformations contemporaines

Dictionnaire de la science politique et des institutions politiques - 8e éd. Guy Hermet, Bertrand Badie, Pierre Birnbaum, Philippe Braud, 2023-06-07 Ce Dictionnaire de la science politique et des institutions politiques couvre deux domaines distincts la théorie politique ses concepts ses méthodes et la pratique inscrite dans les institutions politiques et dans l'exercice du pouvoir Ce dictionnaire traite en priorité de la France et des pays francophones tout en s'efforçant d'élargir le champ de la comparaison la dimension européenne et même mondiale

Dictionnaire de la science politique et des institutions politiques - 8e édition Guy Hermet, Bertrand Badie, Pierre Birnbaum, Philippe Braud, 2015-07-01 Cette nouvelle édition considérablement augmentée et mise à jour du Dictionnaire de la

science politique et des institutions politiques couvre deux domaines distincts la thorie politique ses concepts ses m thodes et la pratique inscrite dans les institutions politiques et dans l exercice du pouvoir Ce dictionnaire traite en priorit de la France et des pays francophones tout en s effor ant d largir le champ de la comparaison la dimension europ enne et m me mondiale Cette 8e dition s enrichit de nouvelles entr es Kleptocratie Thorie Queer Gentry Organisations internationales Empowerment

2020 2010 2021, Las sanciones en la justicia transicional restaurativa y los desafios de la jurisdicción especial para la paz en Colombia Luis Miguel Gutiérrez Ramírez, 2021-02-01 Aborda el complejo panorama de la justicia transicional en el contexto colombiano especialmente despu s del Acuerdo Final de Paz firmado en 2016 entre el Estado colombiano y las FARC EP La obra examina c mo las sanciones impuestas en el marco de la Jurisdicci n Especial para la Paz JEP buscan equilibrar la necesidad de hacer justicia y la urgencia de promover la reconciliaci n social A lo largo del texto se analizan las diferentes dimensiones de las sanciones incluida su naturaleza objetivos y el impacto que tienen en las v ctimas y en la construcci n de una paz duradera Uno de los principales desaf os discutidos es la legitimidad de esta jurisdicci n y la efectividad de las sanciones en el contexto de la reparaci n a las v ctimas y la restauraci n de la confianza en las instituciones Asimismo el libro plantea interrogantes sobre c mo las decisiones de la JEP pueden influir en otros procesos de justicia en el pa s y su capacidad para enfrentar las expectativas de la sociedad civil

Tous responsables ? IRG, 2015-01-15 Face la crise conomique et financi re ou apr s une catastrophe naturelle ou sanitaire une m me question revient avec toujours plus d acuit qui est responsable La r ponse est rarement vidente Sous l effet de la mondialisation de l mergence de nouveaux acteurs dans l action publique et face l affaiblissement des Etats les responsabilit s sont moins identifiables que par le pass L implication d une pluralit d acteurs induit l mergence d une responsabilit plus collective autour de l action publique Cette volution est elle source d une plus grande efficacit Traduit elle une volution vers une gouvernance plus d mocratique en rendant les diff rents intervenants plus redevables de leurs actions Cette nouvelle dition des Chroniques de la gouvernance s attache mieux comprendre cette mutation de la responsabilit en contexte pluriacteurs et ses cons quences sur l action publique travers le monde Elle pr sente en r ponse ces questions et d fis une s rie d analyses et de propositions port es par des intellectuels des politiques des experts et des personnalit s de la soci t civile et du secteur priv Leurs travaux refl tent les questionnements et les nouveaux enjeux auxquels doivent faire face les acteurs d un monde en pleine mutation Ils posent les jalons pour refonder la responsabilit sur des dynamiques multidimensionnelles et collectives

Economies morales de l'injustice Collectif, 2022-11-23 Issu d un programme de recherche h berg par l IRMC et consacr aux conomies morales et aux sentiments d injustice cet ouvrage comprend une dizaine de textes nourris de terrains maghr bins et fran ais avec pour ambition de contribuer modestement la r flexion actuelle sur les conomies morales partir de perspectives in dites Il essaie de rendre compte de mani re analytique d un large spectre de sentiments d injustice index s sur des situations sociopolitiques

différentes allant du contexte colonial celui des transitions démocratiques et politiques au Maghreb Certains des articles qui composent le volume placent au centre de l'analyse les subjectivités des acteurs leurs compétences critiques et leur aptitude à jouer la partition des principes de justice D'autres textes exploitent des données d'enquêtes réalisées auprès de collectifs et mettent en lumière diverses manières d'agir et de se mobiliser autour de ces mêmes principes Qu'il s'agisse de meutes spontanées de groupes politiques structurés Action Directe ou de corporations organisées de coordinations de défense des droits des chômeurs ou d'association de défense de militaires d'chus les enquêtes en question revèlent la capacité des acteurs individuels ou collectifs de mobiliser des repertoires idéologiques ou rhétoriques des dispositifs institutionnels ou des espaces d'opportunités politiques pour tracer la frontière entre le juste et l'injuste et revendiquer des droits partir d'une certaine définition de la justice

Memorias subalternas Idrobo Velasco, Jhon Alexander, Jaime Ruiz, Edwin Diomedes, Urrea Canales, Miguel, Bonilla Montenegro, Julián Darío, Castiblanco Durán, Camilo, Montes Ramírez, Ana María, González Cuenca, David, Molina Orjuela, Douglas Eduardo, Gómez Betancur, Milany Andrea, González Álvarez, Sandra Catalina, Gómez Ortiz, Omaira, Muriel Serna, Mónica, Pinzón Castro, Catalina, Castañeda Barahona, Miguel Ángel, 2023-04-07

Colombia atraviesa un momento coyuntural quizás uno de esos momentos en los que pocas veces se toma conciencia hasta que la historia determina de que es uno de los hitos en la creación de escenarios tanto desde la concepción de nación como desde la construcción de paz territorial la resistencia y la reconciliación entre otros múltiples aspectos de lo que ha de configurar el episodio por el que se atraviesa a nivel nacional regional y mundial Este libro es el resultado de una pesquisa realizada por el equipo de la Facultad de Sociología de la Universidad Santo Tomás desde la lectura de una sociología de la paz aspecto fundamental para comprender la apuesta misma de la publicación pues mientras revisamos documentos escenarios discursos y prácticas a la vez nos encontramos constantemente con la experticia que se ha alcanzado en temas de conflicto violencia y guerra Hemos vivido más de medio siglo en un conflicto y al menos las últimas generaciones no vieron tan de cerca la paz como esta nueva que empieza a tomar conciencia del escenario privilegiado para transitar de la violentología a la irenología a una forma aún no asumida de hablar de quienes estudian la construcción de paz o de como algunos les llaman peacemakers en un intento de señalar desde un carácter positivo el quehacer de quien piensa en la superación de un conflicto bélico histórico y con ello en la posibilidad de vivir desde los procesos de la reconciliación y la justicia restaurativa

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