



An Act Of Self Defense

Frederic S. Baum, Joan Baum



An Act Of Self Defense:

Select American Cases on the Law of Self-defence L. B. Horrigan, Seymour Dwight Thompson, 1874 **Self-defense in Islamic and International Law** N. Shah, 2008-03-17 The book argues that the concept of self defense in Islamic and International law is compatible Al Qaeda's declaration of Jihad does not meet the Islamic legal test Similarly the invasion of Iraq does meet the international legal test **Law of Self-defense** Frederic S. Baum, Joan Baum, 1970 **Self-Defence in Criminal Law** Boaz Sangero, 2006-07-24 This book combines a careful philosophical discussion of the rationale justifying self defence with a detailed discussion of the range of statutory self defence requirements as well as discussions of numerous other relevant issues i.e. putative self defense excessive self defense earlier guilt and battered women The book argues that before formulating definitions for each aspect of self defence necessity proportionality retreat immediacy mental element etc it is imperative to determine the proper rationale for self defence and only then to derive the appropriate solutions The first part contains an in depth discussion of why society allows a justification for acts but does not excuse the actor from criminal liability and the author critically analyzes current theories culpability of the aggressor autonomy of the attacked person protection of the social legal order balancing interests choice of the lesser evil and points out the weaknesses of each theory before proposing a new theory to explain the justification of self defence The new theory is that for the full justification of self defence a balance of interests must be struck between the expected physical injury to the attacked person and the expected physical injury to the aggressor as well as the relevant abstract factors the autonomy of the attacked person the culpability of the aggressor and the social legal order The author demonstrates how ignoring one or more of these factors leads to erroneous results and how the proposed rationale can be applied to develop solutions to the complex questions raised

Self-defence in International Law D. W. Bowett, 2009 Self defense and the right to go to war Originally published New York Praeger 1958 xv 294 pp Bowett observes that the use or threat of force by any state can be a delict an approved sanction or a measure taken in self defense He examines the evolution of self defense doctrine in the nineteenth and early twentieth centuries with the assumption of the existence of a state's unlimited right to go to war He then attempts to outline the limited and provisional effects of this right under the U N Charter This book was written after Bowett's term as a United Nations legal officer from 1957 1959 Throughout the work there is a refusal to dogmatize or to state in absolute terms any aspect of the privilege of self defence in its present context Bowett is to be congratulated on producing a timely and scholarly survey of one of the most fundamental and often abused sovereign rights known to international law K R Simmonds British Year Book of International Law 34 1958 432 SIR DEREK WILLIAM BOWETT 1927 2009 an international lawyer was President of Queens College Cambridge from 1969 1982 and Whewell Professor of International Law Cambridge from 1981 1991 He was awarded a CBE in 1983 and a knighthood in 1998 He is the author of The Law of International Institutions 1963 United Nations Forces A Legal Study 1964 The Law of the Sea 1967 The Search for Peace 1972 and The International Court

of Justice 1996 A Crime of Self-Defense George P. Fletcher,1990-06-15 Legal expert George Fletcher uses the celebrated trial of New York s Subway Vigilante Bernhard Goetz as a springboard to probe the profound relationship between this defensive action the public s understanding of it and the court s interpretation of it according to the law The Law of Self Defense Andrew Branca,2013-07-06 Report of Cases Argued and Determined in the Court of Appeals of Alabama Alabama. Court of Appeals,Lawrence H. Lee,1915 **A Treatise on the Law of Self Defense, Trial by Jury in Criminal Cases, and New Trials in Criminal Cases** Elliott Anthony,1887 *The American and English Encyclopædia of Law: Replevy to Separate* ,1893 **Trials of War Criminals Before the Nuernberg Military Tribunals Under Control Council Law No. 10, Nuremberg, October 1946-April, 1949** ,1949 **Trials of War Criminals Before the Nuremberg Military Tribunals Under Control Council Law No. 10, Nuernberg, October 1946-April 1949** International Military Tribunal,1949 *The Texas Criminal Reports* Texas. Court of Criminal Appeals,1922 Judicial and Statutory Definitions of Words and Phrases ,1914 *The Law of Self Defense, 3rd Edition* Andrew Branca,2016-04-15

Killing in Self-Defence Fiona Leverick,2006-12-07 This book is a comprehensive analysis of the criminal defence of self defence from a philosophical legal and human rights perspective The primary focus is on self defence as a defence to homicide as this is the most difficult type of self defensive force to justify Although not always recognised as such self defence is a contentious defence permitting as it does the victim of an attack to preserve her life at the expense of another If one holds that all human life is of equal value explaining why this is permissible poses something of a challenge It is particularly difficult to explain where the aggressor is for reasons of non age or insanity for example not responsible for her actions The first part of the book is devoted to identifying the proper theoretical basis of a claim of self defence It examines the classification of defences and the concepts of justification and excuse in particular and locates self defence within this classification It considers the relationship between self defence and the closely related defences of duress and necessity It then proceeds critically to analyse various philosophical explanations of why self defensive killing is justified before concluding that the most convincing account is one that draws on the right to life with an accompanying theory of forfeiture The book then proceeds to draw upon this analysis to examine various aspects of the law of self defence There is detailed analysis of the way in which on a human rights approach it is appropriate to treat the issues of retreat imminence of harm self generated self defence mistake and proportionality with a particular focus on whether lethal force is ever permissible in protecting property or in preventing rape The analysis draws on material from all of the major common law jurisdictions The book concludes with an examination of the implications that the European Convention on Human Rights might have for the law of self defence especially in the areas of mistaken belief and the degree of force permissible to protect property **The Texas criminal reports** ,1922 *Reports of Cases in Law and Equity Determined in the Supreme Court of the State of Iowa* Iowa. Supreme Court,1892 **The Code of Alabama** Alabama,1923 *The Compiled Laws, 1914, of the State of*

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