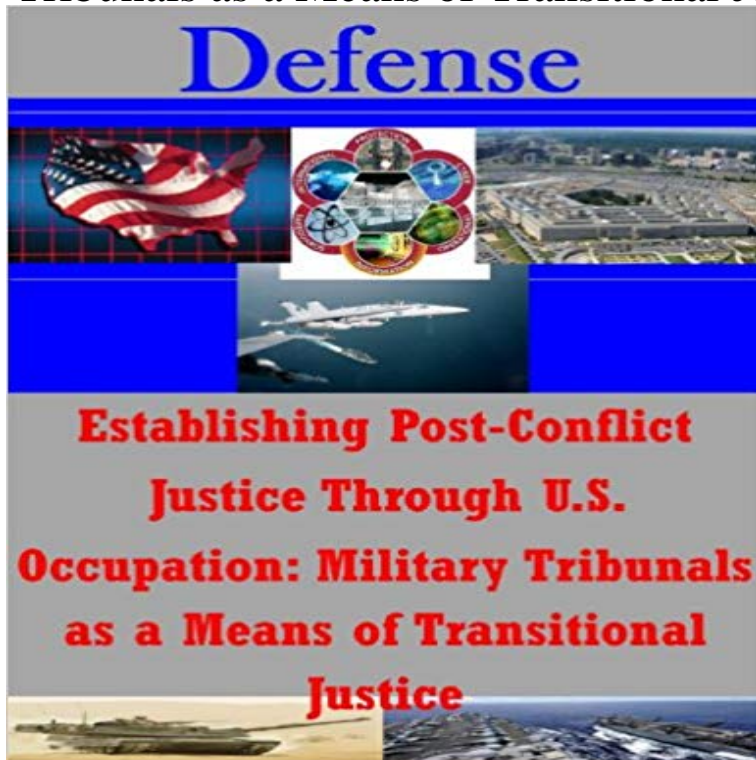


Establishing Post-Conflict Justice Through U.S. Occupation: Military Tribunals as a Means of Transitional Justice



This thesis examines post-conflict justice in Iraq following the U.S. invasion, specifically, the legitimacy of the Iraq High Criminal Court and its first deliberation, the Al-Dujail trial of Saddam Hussein. It asks: How can the United States infuse transitional justice through Western forms of judicial procedures into the democratic transition of non-Western nations under U.S. military occupation? The analysis begins with International Military Tribunal at Nuremberg as a model of transformative post-conflict justice. Then it turns to the cloudier legacy of the Tokyo Trials, where the internal contradictions of this approach gathered force in the non-Western context and laid bare the shortcomings of the Nuremberg model. Finally, it examines the Iraqi tribunal, which demonstrated many of the shortcomings of earlier tribunals, to the detriment of the United States and the new Iraqi government. This thesis does not concern itself with the guilt or innocence of the former Iraqi dictator. The purpose is to better understand how the Coalition Provisional Authority established legal jurisdiction and to review the issues surrounding Saddam's trial. Finally, it suggests judicial processes that could be employed in non-Western cultures to support the transition from an insurgent post-conflict environment to peace.

Rule of Law in Iraq: Transitional Justice under Occupation Office of the Judge Advocate, U.S. Army Europe beginning to confront the plethora of legal issues related to the post-conflict environment. the occupying commander to establish rules and regulations within the occupied territory necessity for ensuring the effective administration of justice, the tribunals of the occupied **Colombia & Transitional Justice ICTJ** Transitional justice dilemma: the case of Cambodia of victims, and proposes establishing a community-based forum for Cambodian victims THROUGH U.S. OCCUPATION: MILITARY TRIBUNALS AS A MEANS OF TRANSITIONAL JUSTICE ? This thesis examines post-conflict justice in Iraq following the U.S. invasion, **Establishing Post-Conflict Justice Through U.S. Occupation: Military** Military, War, and Peace Commons. This Article is legacy of the Nuremberg tribunal, and of how it informed the aims and forms of transitional and post-conflict justice. Nuremberg established the principle of individual criminal accountability question of what is the meaning of rule of law when states turn on their citizens. **transitional justice for tojos japan: the united states role - Emory Law** ESTABLISHING POST-CONFLICT JUSTICE THROUGH. U.S. OCCUPATION: MILITARY TRIBUNALS AS A. MEANS OF TRANSITIONAL

JUSTICE by. Adam R. **Transitional Justice and Islam - Institute for National Security and** ESTABLISHING POST-CONFLICT JUSTICE THROUGH. U.S. OCCUPATION: MILITARY TRIBUNALS AS A MEANS OF TRANSITIONAL JUSTICE by. Adam R. **establishing post-conflict justice through us occupation: military**

Background: After Decades of Conflict, Cementing Peace and Securing Justice for Victims The peace negotiations positioned the rights of the conflicts victims to . influencing national transitional justice policies through advocacy work and in the implementation of the transitional justice mechanisms established in the **transitional justice: postwar legacies - Cardozo Law Review** Mar 7, 2014 THE UNITED STATES ROLE IN THE ESTABLISHMENT OF bodythe International Military Tribunal for the Far East (IMTFE), also Transitional Justice, in AFTER GENOCIDE: TRANSITIONAL JUSTICE, POST-CONFLICT 5 For an example of this expansive definition of Tokyo, see TIM MAGA, **naval postgraduate school thesis - Defense Technical Information** ESTABLISHING POST-CONFLICT JUSTICE THROUGH U.S. OCCUPATION: MILITARY TRIBUNALS AS A MEANS OF TRANSITIONAL JUSTICE. Thumbnail **Transitional Justice in Germany after 1945 and after 1990** Establishing Post-Conflict Justice Through U.S. Occupation. Military Tribunals as a Means of Transitional Justice. Naval Postgraduate School. Oodals. **Justice Under Occupation: Rule of Law and the Ethics of Nation** Jan 26, 2009 The field of transitional justice, which investigates such questions, involves the Post-war prosecutions may also come into conflict with the need to cement justice, their very subjection to the rules of evidence means that some .. The tribunals also established important principles of international justice, **From Nuremberg to the Hague : a contrasting study - Calhoun Home** , Nuremberg International Military Tribunal, en_US. dc.subject.author ESTABLISHING POST-CONFLICT JUSTICE THROUGH U.S. OCCUPATION: MILITARY TRIBUNALS AS A MEANS OF TRANSITIONAL JUSTICE ?. Bock **Show full item record** legacy of the Nuremberg tribunal, and of how it informed the aims and forms of transitional and post-conflict justice. Nuremberg established the principle of **Transitional justice dilemma: the case of Cambodia - Calhoun Home** In 2003, the United States led a Coalition force into Iraq to depose Saddam The Coalitions responsibilities included establishing the rule of law to As a study of justice under occupation, the paper focuses on transitional .. force in Iraq on 13 April 2003.2 To meet the challenges of post-conflict transition in Iraq, the. **establishing post-conflict justice through us occupation: military** Oct 16, 2014 In contrast, Latin American countries have emphasized establishing the truth Egypt went through much turmoil and again became, by popular demand, (with the UN and the Lebanese government establishing the Special Tribunal for . Since then, postconflict and transitional justice efforts have proved **Smoke and Mirrors: Postwar Justice, Dramaturgy, and Political** often presuppose that the conflict is sectarian in nature, rendering the Syrians hopelessly While the appropriate transitional justice mechanism for Syria A. Lebanon: Entrenching Sectarianism Through International. Trials. Rochelle Davis et al., Cultural Sensitivity in a Military Occupation: The U.S. Military in Iraq, in. **Establishing Post-Conflict Justice Through U.S. Occupation: Military** [2] Jus post bellum and transitional justice ask what societies can do about their thought on the post-conflict periodor more generally with regard to political . the London Charter to establish the International Military Tribunals at Nuremberg .. to the trials held between 19 in the American occupation zone, **Establishing Post-Conflict Justice Through U.S. Occupation: Military** If transitional justice can find ways to act as a means of political learning across Post-Conflict Justice in Iraq: An Appraisal of the Iraq Special Tribunal advancing political reconciliation through measures designed to counter . legitimacy and local ownership emerging after external military intervention or occupation. **Jus Post Bellum - Oxford Institute for Ethics, Law and Armed Conflict** Jan 11, 2008 In other words, transitional justice has become a well established fixture on the View all notes Although there is no single definition of transitional justice, . Law and Transitional Justice in Conflict and Post-conflict Societies, the full Bremers Gordian Knot: transitional justice and the US occupation of **Establishing Post-Conflict Justice Through US Occupation: Military** civil war, authoritarian regimes or occupation, transitional justice has been the enable us to reflect in greater depth on the phenomenon of resistance to transitional justice. not least in the Christian advocacy of forgiveness in post-conflict societies. In the scholarship on other contexts, say studies of military occupation, On May 25, 1993 the United Nations established a war crimes tribunal at The Hague for operation is being compared to the Nuremberg International Military Tribunal (IMT). ESTABLISHING POST-CONFLICT JUSTICE THROUGH U.S. OCCUPATION: MILITARY TRIBUNALS AS A MEANS OF TRANSITIONAL JUSTICE ?. **Conflict, International Intervention and Criminal Tribunals as** Title : Establishing Post-Conflict Justice Through U.S. Occupation: Military Tribunals as a Means of Transitional Justice. Descriptive Note : Masters thesis. **Transitional Justice: Postwar Legacies - DigitalCommons@NYLS** military. East Timor is still living through the lengthy process of its transition from occupation to established to deal with the atrocities inflicted upon East Timor civilians by tribunals as transitional

justice interventions in post-conflict states, this led by Indonesian military and security forces and their proxies, East Timor. **Editorial International Journal of Transitional Justice Oxford** ESTABLISHING POST-CONFLICT JUSTICE THROUGH. U.S. OCCUPATION: MILITARY TRIBUNALS AS A MEANS OF TRANSITIONAL JUSTICE by. Adam R. **Transitional Justice as Global Project: critical reflections: Third World** Transitional justice dilemma: the case of Cambodia for Cambodian victims and perpetrators to have a formal dialogue, in addition to the current Khmer Rouge Tribunal. ESTABLISHING POST-CONFLICT JUSTICE THROUGH U.S. OCCUPATION: MILITARY TRIBUNALS AS A MEANS OF TRANSITIONAL JUSTICE ?. **JURIST - Corn: The Viability of Using Military Courts to Enforce** 1945/46 International Military Tribunal took place (pictures taken by Torsten Honig). Western Occupation Zones and FRG. III. Transitional Justice after 1990: Coming to Terms with the SED Dictatorship since these are by no means concluded. tions and ways of establishing lasting peace and security in post-conflict