



The Defendant

United States. Courts

The Defendant:

The Defendant in International Criminal Proceedings Björn Elberling,2012-08-31 It is often said that criminal procedure should ensure that the defendant is a subject not just an object of proceedings This book asks to what extent this can be said to be true of international criminal trials The first part of the book aims to find out the extent to which defendants before international criminal courts are able to take an active part in their trials It takes an in depth look at the procedural regimes of international courts viewed against a benchmark provided by national provisions representing the main traditions of criminal procedure and by international human rights law The results of this comparative endeavour are then used to shed light from a practical point of view on the oft debated question whether international criminal trials should be used as a tool for writing history or whether as claimed by Martti Koskenniemi pursuing this goal leads to a danger of show trials **The Defendant's Rights Today** David Fellman,1978-04-15 With this comprehensive study written in lay language David Fellman provides an up to date analysis of the rights of the accused certain to be welcomed by political scientists students of public law and all with an interest in due process of law Since Fellman's 1958 book *The Defendant's Rights* substantial changes in the criminal justice system have occurred The past few decades before the publication of *The Defendant's Rights Today* have been witness to a striking expansion of the central concept of due process of law as it relates to criminal justice The subject of defendants rights is broad and complex Fellman here explores its underlying concepts bringing together a comprehensive discussion of the effects of the criminal justice system on the accused from arrest through trial to post conviction remedies

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