



Judicial Systems in Transition Economies

*Assessing the Past,
Looking to the Future*



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Judicial Systems In Transition Economies Assessing The Past Looking To The Future

Daniela Piana



Judicial Systems In Transition Economies Assessing The Past Looking To The Future:

Judicial Systems in Transition Economies James Horton Anderson, David S. Bernstein, Cheryl Williamson Gray, 2005
This study reviews the experience of the countries of Central and Eastern Europe and the former Soviet Union in reforming their judicial systems to fit the needs of a market economy drawing on a variety of data sources Reformers initially emphasized the passage of laws and the establishment of judicial independence over longer term institution building While there is still some way to go to establish an independent judiciary there is much further to go in creating courts that are responsive affordable effective fair and honest Firms and citizens views of courts are generally negative and appear to be getting worse in some countries It is probably fair to say that less overall progress has been made in judicial strengthening than in most other areas of policy and institutional reform since 1990 Transition countries vary significantly not only in the specific problems they face but also in both judicial capacity and the public demand for well functioning judiciaries Each country s strategy and priorities will depend in large part on its particular situation As countries and donors are now placing greater emphasis on improving the independence efficiency accountability and enforcement capacity of judicial institutions Judicial Systems in Transition Economies will be a useful reference for policy makers court officials and those involved in reforming the judiciary in transition countries *Annual World Bank Conference on Development Economics Regional 2007*

François Bourguignon, Boris Pleskovic, 2007-01-01 Global Development Finance GDF is the World Bank s annual review of recent trends in and prospects for financial flows to developing countries It is an indispensable resource for governments economists investors financial consultants academics bankers and the entire development community Vol I Analysis and Outlook reviews recent trends in financial flows to developing countries Also available as a two volume set Vol II Summary and Country Tables includes comprehensive data for 138 countries as well as summary data for regions and income groups

Judicial Independence in Transition Anja Seibert-Fohr, 2012-04-25 Strengthening the rule of law has become a key factor for the transition to democracy and the protection of human rights Though its significance has materialized in international standard setting the question of implementation is largely unexplored This book describes judicial independence as a central aspect of the rule of law in different stages of transition to democracy The collection of state specific studies explores the legal situation of judiciaries in twenty states from North America over Western Central and South Eastern Europe to post Soviet states and engages in a comparative legal analysis Through a detailed account of the current situation it takes stock considers advances in and shortcomings of judicial reform and offers advice for future strategies The book shows that the implementation of judicial independence requires continuous efforts not only in countries in transition but also in established democracies which are confronted with ever new challenges **Anticorruption in Transition 3** James Horton Anderson, Cheryl Williamson Gray, 2006-01-01 Examines patterns and trends in corruption in business government interactions in Eastern Europe and Central Asia and the progress achieved by countries in addressing it

The findings of this third volume are derived by a large scale survey undertaken in collaboration with the European Bank for Reconstruction and Development The Anticorruption in Transition Series examines patterns and trends in corruption in business government interactions in Eastern Europe and Central Asia and the progress achieved by countries in addressing it The findings of this third volume derived by a large scale survey undertaken in collaboration with the European Bank for Reconstruction and Development indicate continued improvement in many countries Thanks to their reform efforts and external internal drivers of change

A Guide to the World Bank World Bank,2007-06-27 The World Bank Group is a vital source of financial and technical assistance to developing countries around the world Its focus is on helping the poorest people in the poorest countries by using its financial resources staff and extensive experience to aid countries in reducing poverty increasing economic growth and improving quality of life In partnership with more than 100 developing countries the Bank Group is striving to improve health and education fight corruption boost agricultural support build roadsand ports and protect the environment Other projects are aimed at rebuilding war torn countries or regions providing basic services such as access to clean water and encouraging investments that create jobs In addition to this critical groundwork around the world various parts of the World Bank Group are involved in activities ranging from conducting economic research and analysis to providing financial and advisory services to governments and private enterprises This completely revised and updated second edition provides an accessible and straightforward overview of the World Bank Group s history organization mission and purpose Additionally for those wishing to delve further into subjects of particular interest the book guides readers to sources containing more detailed information including annual reports Web sites publications and e mail addresses for various departments It also provides information on how to work for or do business with the World Bank A good introduction for anyone interested in understanding what the World Bank Group does and how it does it this book shows readers who want to learn more where to begin

Judicial Accountabilities in New Europe Daniela Piana,2016-05-06 This volume focuses on a highly challenging aspect of all European democracies namely the issue of combining guarantees of judicial independence and mechanisms of judicial accountability It does so by filling the gap in European scholarship between the two policy sectors of enlargement and judicial cooperation and by taking full stock of an interdisciplinary literature spanning from comparative politics socio legal studies and European studies Judicial Accountabilities in New Europe presents an insightful account of the judicial reforms adopted by new member States to embed the principle of the rule of law in their democratic institutions along with the guidelines of quality of justice promoted by European institutions in all member States

Research Handbook on Transitional Justice Cheryl Lawther,Luke Moffett,Dov Jacobs,2017-06-30 Providing detailed and comprehensive coverage of the transitional justice field this Research Handbook brings together leading scholars and practitioners to explore how societies deal with mass atrocities after periods of dictatorship or conflict Situating the development of transitional justice in its historical context social and political context

it analyses the legal instruments that have emerged *Transitional Justice, Judicial Accountability and the Rule of Law*
Hakeem O. Yusuf, 2010-04-29 Transitional Justice Judicial Accountability and the Rule of Law addresses the importance of
judicial accountability in transitional justice processes Despite a general consensus that the judiciary plays an important role
in contemporary governance accountability for the judicial role in formerly authoritarian societies remains largely elided and
under researched Hakeem O Yusuf argues that the purview of transitional justice mechanisms should as a matter of policy be
extended to scrutiny of the judicial role in the past Through a critical comparative approach that cuts through the
transitioning experiences of post authoritarian and post conflict polities in Latin America Asia Europe and Africa the book
focuses specifically on Nigeria It demonstrates that public accountability of the judiciary through the mechanism of a truth
seeking process is a necessary component in securing comprehensive accountability for the judicial role in the past
Transitional Justice Judicial Accountability and the Rule of Law further shows that an across the board transformation of
state institutions an important aspiration of transitional processes is virtually impossible without incorporating the third
branch of government the judiciary into the accountability process **Democracy, Electoral Systems, and Judicial**

Empowerment in Developing Countries Vineeta Yadav, Bumba Mukherjee, 2014-03-20 An independent judiciary is
considered an indication of a developing nation's level of democracy *Russia's Capitalist Revolution* Anders Åslund, 2007

European Legal Cultures in Transition Åse B. Grødeland, William L. Miller, 2015-07-24 Are national legal cultures in
Europe converging or diverging as a result of the pressures of European legal integration se B Gr deland and William L
Miller address this question by exploring the attitudes and perceptions of the general public and law professionals in five
European countries England Norway Bulgaria Poland and the Ukraine Presenting new findings they challenge the
established view that ordinary citizens and people working professionally with the law have different legal cultures Their
research in fact reveals that the attitudes of citizens in Eastern and Western Europe towards law in principle are remarkably
similar whereas perceptions of law in practice differ by country and often correlate with GDP per capita and country ranking
in rule of law indices Gr deland and Miller's innovative methodological approach will appeal to both experts and non experts
with an interest in legal culture European integration or European elite and public opinion **The Routledge Handbook**

of East European Politics Adam Fagan, Petr Kopecký, 2017-08-15 The Routledge Handbook of East European Politics is an
authoritative overview that will help a wide readership develop an understanding of the region in all its political economic
and social complexity Including Central Europe the Baltic republics South Eastern Europe and the Western Balkans as well
as all the countries of the former Soviet Union it is unrivalled in breadth and depth affording a comprehensive overview of
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politics today The Routledge Handbook of East European Politics will be a key reference point both for advanced level

students developing knowledge about the subject researchers producing new material in the area and those interested and working in the fields of East European Politics Russian Politics EU Politics and more broadly in European Politics Comparative Politics Democratization Studies and International Relations Annual World Bank Conference on Development Economics Regional 2007 World Bank, 2007 Global Development Finance GDF is the World Bank's annual review of recent trends in and prospects for financial flows to developing countries It is an indispensable resource for governments economists investors financial consultants academics bankers and the entire development community Vol I Analysis and Outlook reviews recent trends in financial flows to developing countries Also available as a two volume set Vol II Summary and Country Tables includes comprehensive data for 138 countries as well as summary data for regions and income groups Global Perspectives on Victimization Analysis and Prevention Ayodele, Johnson Oluwole, 2019-11-29 Over the past two decades both developed and developing countries have experienced major individual and collective tragic victimizations leading to major structural and systemic transformations as a consequence of the influence of organized crime and international terrorism These trends many of which as noted earlier are global in spread and have catastrophic outcomes revolve around some categories of political diplomacy and unsatisfactory reform responses to spiraling discontent among motivated youths Global Perspectives on Victimization Analysis and Prevention is an essential research book that provides comprehensive research on postmodern crime prevention and control strategies as well as potential transformations that could be seen in victimology It offers resources to understand and analyze the main issues relevant framework and contextual intricacies within which public safety agendas are articulated and implemented across the globe Highlighting a wide range of topics such as public safety crime prevention and terrorism this book is essential for criminologists law enforcement victim advocates criminal profilers crime analysts academicians policymakers researchers security planners NGOs government officials and students Enlargement of the European Union Allan F. Tatham, 2009-01-26 The development of EU enlargement has raised many thorny issues unanticipated by the framers of the EC Treaty A significant upshot of these issues is that the concept of European identity defined in terms of such factors as culture history and economics has supplanted the long dominant theme of widening and deepening particularly since the Union's expansion has become primarily eastward The major contribution of this important book lies in its analysis of the conceptualization and perception of enlargement from various points of view focusing on the concerns of stakeholders and the identity conflicts and uncertainties incurred by enlargement initiatives In the course of its presentation it details the actual pre accession Europeanization process and its complex history Among the key elements discussed are the following the conflict between widening and deepening and the effect on EU institutional reform institutional requirements on candidate countries pre accession criteria and negotiations administrative capacity judicial capacity and legal approximation in accession states capacity of the EU to absorb new Member States and EC law as part of European identity Also covered are specific historical

details of particular pre accession negotiations e g Greece Spain Portugal Malta and Cyprus the still inconclusive negotiations with Turkey and the Western Balkan states and political factors involved in the non accession of Norway Iceland and Switzerland Assembling powerful evidence and applying incisive analysis the author s conclusion shows that absent further and major EU institutional reform it will be difficult for an enlarging Union to continue to deliver the goods A watershed in the continuing great debate on the fulfilment of the EC Treaty s determination to foster and promote an ever closer union of the peoples of Europe this book will prove invaluable to anybody interested in the European integration project particularly lawyers academics officials and policymakers in the EU Member States **International Law and**

Post-Conflict Reconstruction Policy Matthew Saul, James A. Sweeney, 2015-05-15 The trend for international engagement in post conflict reconstruction has produced a host of best practice postulates on topics such as local involvement in decision making accountability for past atrocities sensitivity to context and the construction of democratic institutions of governance International law has potential relevance for many of these themes yet the question of how the implementation of best practice policy recommendations might be affected by international law remains under examined This book offers a fuller understanding of the role of international law in the practice of post conflict reconstruction It explores how international legal issues that arise in the post conflict period relate to a number of strands of the policy debate including government creation constitution making gender policy provision of security justice for past atrocities rule of law development economic recovery returning displaced persons and responsibilities of international actors The chapters of the book work to reveal the extent to which international law figures in the policy of internationally enabled post conflict reconstruction across a range of sectors They also highlight the scope for international law to be harnessed in a more effective manner from the perspective of the transition to peace and stability The book lays out a basis for future policy making on post conflict reconstruction one that is informed about the international legal parameters and more aware of how international law can be utilized to promote key objectives *Annual World Bank Conference on Development Economics* ,2007 **How Ukraine Became a Market**

Economy and Democracy Anders Åslund, 2009-03-01 One of Europe s old nations steeped in history Ukraine is today an undisputed independent state It is a democracy and has transformed into a market economy with predominant private ownership Ukraine s postcommunist transition has been one of the most protracted and socially costly but it has taken the country to a desirable destination slund s vivid account of Ukraine s journey begins with a brief background where he discusses the implications of Ukraine s history the awakening of society because of Mikhail Gorbachev s reforms the early democratization and the impact of the ill fated Soviet economic reforms He then turns to the reign of President Leonid Kravchuk from 1991 to 1994 the only salient achievement of which was nation building while the economy collapsed in the midst of hyperinflation The first two years of Leonid Kuchma s presidency from 1994 to 1996 were characterized by substantial achievements notably financial stabilization and mass privatization The period 1996 99 was a miserable period of

policy stagnation rent seeking and continued economic decline In 2000 hope returned to Ukraine Viktor Yushchenko became prime minister and launched vigorous reforms to cleanse the economy from corruption and economic growth returned The ensuing period 2001-04 amounted to a competitive oligarchy It was quite pluralist although repression increased Economic growth was high The year 2004 witnessed the most joyful period in Ukraine the Orange Revolution which represented Ukraine's democratic breakthrough with Yushchenko as its hero The postrevolution period however has been characterized by great domestic political instability a renewed explicit Russian threat to Ukraine's sovereignty and a severe financial crisis The answers to these challenges lie in how soon the European Union fully recognizes Ukraine's long expressed identity as a European state how swiftly Ukraine improves its malfunctioning constitutional order and how promptly it addresses corruption

The New World of UN Peace Operations Thorsten Benner, Stephan Mergenthaler, Philipp Rotmann, 2011-06-09 Peace operations are the UN's flagship activity Over the past decade UN blue helmets have been dispatched to ever more challenging environments from the Congo to Timor to perform an expanding set of tasks From protecting civilians in the midst of violent conflict to rebuilding state institutions after war a new range of tasks has transformed the business of the blue helmets into an inherently knowledge based venture But all too often the UN blue helmets policemen and other civilian officials have been flying blind in their efforts to stabilize countries ravaged by war The UN realized the need to put knowledge guidance and doctrine and reflection on failures and successes at the center of the institution Building on an innovative multi disciplinary framework this study provides a first comprehensive account of learning in peacekeeping Covering the crucial past decade of expansion in peace operations it zooms into a dozen cases of attempted learning across four crucial domains police assistance judicial reform reintegration of former combatants and mission integration Throughout the different cases the study analyzes the role of key variables as enablers and stumbling blocks for learning bureaucratic politics the learning infrastructure leadership as well as power and interests of member states Building on five years of research and access to key documents and decision makers the book presents a vivid portrait of an international bureaucracy struggling to turn itself into a learning organization Aimed at policy makers diplomats and a wide academic audience including those working in international relations peace research political science public administration and organizational sociology the book is an indispensable resource for anyone interested in the evolution of modern peace operations

Trends in Corruption and Regulatory Burden in Eastern Europe and Central Asia The World Bank, 2011-01-06 Historically countries of Eastern Europe and Central Asia have faced a number of obstacles in their transition to democracy and market based economies These obstacles include higher levels of corruption and greater administrative and regulatory burdens as they pass laws and implement programs to combat corruption and promote private sector development This report uses the results of the most recent Business Environment and Enterprise Performance Survey BEEPS to examine trends in corruption and administrative burden of regulations on private sector firms in 29 Eastern European and Central Asian countries The

results show overall positive trends in the Eastern Europe and Central Asian region in terms of incidence of corruption and the burden placed on private sector firms by administrative and other regulations. The most notable and definitive finding from the 2008 BEEPS is a continuation in the favorable trend regarding firms' payment of administrative bribes. Across the region, there has been progress made in the perceptions of bribery and unofficial payments. Frequency of bribe paying fell significantly in the areas of taxes, customs and imports and courts for the region overall and in most countries. The report examines several factors that influence the level of administrative corruption, including regulatory burden, strength of anti-corruption legislation and income among others. Results show that countries with greater capacity to enforce and implement anti-corruption measures are less likely to have high levels of corruption and incidence of graft. The results presented in the report show that countries of Eastern Europe and Central Asia are no longer facing higher corruption or regulatory burden than firms in comparable non-transition countries.

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Table of Contents Judicial Systems In Transition Economies Assessing The Past Looking To The Future

1. Understanding the eBook Judicial Systems In Transition Economies Assessing The Past Looking To The Future
 - The Rise of Digital Reading Judicial Systems In Transition Economies Assessing The Past Looking To The Future
 - Advantages of eBooks Over Traditional Books
2. Identifying Judicial Systems In Transition Economies Assessing The Past Looking To The Future
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Judicial Systems In Transition Economies Assessing The Past Looking To The Future
 - User-Friendly Interface
4. Exploring eBook Recommendations from Judicial Systems In Transition Economies Assessing The Past Looking To The Future
 - Personalized Recommendations
 - Judicial Systems In Transition Economies Assessing The Past Looking To The Future User Reviews and Ratings

- Judicial Systems In Transition Economies Assessing The Past Looking To The Future and Bestseller Lists
- 5. Accessing Judicial Systems In Transition Economies Assessing The Past Looking To The Future Free and Paid eBooks
 - Judicial Systems In Transition Economies Assessing The Past Looking To The Future Public Domain eBooks
 - Judicial Systems In Transition Economies Assessing The Past Looking To The Future eBook Subscription Services
 - Judicial Systems In Transition Economies Assessing The Past Looking To The Future Budget-Friendly Options
- 6. Navigating Judicial Systems In Transition Economies Assessing The Past Looking To The Future eBook Formats
 - ePub, PDF, MOBI, and More
 - Judicial Systems In Transition Economies Assessing The Past Looking To The Future Compatibility with Devices
 - Judicial Systems In Transition Economies Assessing The Past Looking To The Future Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Judicial Systems In Transition Economies Assessing The Past Looking To The Future
 - Highlighting and Note-Taking Judicial Systems In Transition Economies Assessing The Past Looking To The Future
 - Interactive Elements Judicial Systems In Transition Economies Assessing The Past Looking To The Future
- 8. Staying Engaged with Judicial Systems In Transition Economies Assessing The Past Looking To The Future
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Judicial Systems In Transition Economies Assessing The Past Looking To The Future
- 9. Balancing eBooks and Physical Books Judicial Systems In Transition Economies Assessing The Past Looking To The Future
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Judicial Systems In Transition Economies Assessing The Past Looking To The Future
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine Judicial Systems In Transition Economies Assessing The Past Looking To The Future

- Setting Reading Goals Judicial Systems In Transition Economies Assessing The Past Looking To The Future
- Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Judicial Systems In Transition Economies Assessing The Past Looking To The Future
 - Fact-Checking eBook Content of Judicial Systems In Transition Economies Assessing The Past Looking To The Future
 - Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
- 14. Embracing eBook Trends
 - Integration of Multimedia Elements
 - Interactive and Gamified eBooks

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