



SYMPATHIZING WITH THE ENEMY: RECONCILIATION, TRANSITIONAL JUSTICE, NEGOTIATION

NIR EINKOVITS

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Sympathizing With The Enemy Reconciliation Transitional Justice Negotiation

Jennifer J. Llewellyn, Daniel Philpott



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Sympathizing with the Enemy Nir Eisikovits, 2010 Since the demise of the Soviet Union and to a greater degree after the collapse of apartheid in South Africa interest in the transition from mass atrocity has swelled but produced few systematic philosophical discussions of the notion of reconciliation until this work

Beyond Transitional Justice Matthew Evans, 2022-04-06 *Beyond Transitional Justice* reflects upon the state of the field or non field of transitional justice in the current conjuncture as well as identifying new possibilities and challenges in the fields with which transitional justice overlaps such as human rights peacebuilding and development Chapters intervene at the cutting edge of contemporary transitional justice research addressing key theoretical and empirical questions and covering critical international interdisciplinary theoretical and practice oriented content In particular the notion of transformative justice is discussed in light of the emerging scholarship defining and applying this concept as either an approach within or an alternative to transitional justice The book considers the extent to which transformative justice as a concept adds value to scholarship on transitional justice and related areas and asks what the future might hold for this area as a field or non field A timely intervention *Beyond Transitional Justice* is ideal reading for scholars and students in the fields of human rights peace and conflict studies international law critical legal theory development studies criminology and victimology

Theorizing Transitional Justice Claudio Corradetti, Nir Eisikovits, 2016-02-17 This book addresses the theoretical underpinnings of the field of transitional justice something that has hitherto been lacking both in study and practice With the common goal of clarifying some of the theoretical profiles of transitional justice strategies the study is organized along crucial intersections evaluating aspects connected to the genealogy the nature the scope and the most appropriate methodology for the study of transitional justice The chapters also take up normative and political considerations pertaining to specific transitional instruments such as war crime tribunals truth commissions administrative purges reparations and historical commissions Bringing together some of the most original writings from established experts as well as from promising young scholars in the field the collection will be an essential resource for researchers academics and policy makers in Law Philosophy Politics and Sociology

Introduction to International Criminal Law M. Cherif Bassiouni, 2013 This title covers the history nature and sources of international criminal law the *ratione personae* *ratione materiae* sources of substantive international criminal law the indirect enforcement system the direct enforcement system and much more

Thin Sympathy Joanna R. Quinn, 2021-05-28 Transitional justice commonly defined as the process of confronting the legacies of past human rights abuses and atrocities often does not produce the kinds of results that are imagined In multiethnic divided societies like Uganda people who have not been directly affected by harm atrocity and abuse go about their daily lives without ever confronting what happened in the past When victims and survivors raise their voices to ask for help or when plans are announced to address that harm it is this unaffected population that see such plans as pointless They complain about what

they perceive as the needless time and money that will be spent to fix something that they see as unimportant and ultimately block any restorative processes Joanna R Quinn spent twenty years working in Uganda and uses its particular case as a lens through which she examines the failure of deeply divided societies to acknowledge the past She proposes that the needed remedy is the development of a very rudimentary understanding what she calls thin sympathy among individuals in each of the different factions and groups of the other s suffering prior to establishing any transitional justice process Based on 440 extensive interviews with elites and other thought leaders in government traditional institutions faith groups and NGOs as well as with women and children throughout the country Thin Sympathy argues that the acquisition of a basic understanding of what has taken place in the past will enable the development of a more durable transitional justice process Glory, Humiliation, and the Drive to War Nir Eisikovits, 2024 If wars are so bad why do we keep fighting Drawing on philosophy psychology history and literature to explain how political leaders exploit old resentments and injuries to fuel new conflicts this book argues that feelings of political humiliation and promises of glory are central in the drive to war *The Book Review*, 1998 Pieces of the Puzzle Charles Villa-Vicencio, Erik Doxtader, 2004 Reconciliation Ubuntu Peace processes Reparation Restorative justice Amnesty Memory Testimony Transitional justice Genocide The international criminal court Truth commissions Traditional and customary law Human rights Rights and reconciliation Economic transformation National truth commissions Online resources on transitional Reconciliation after War Rachel Kerr, Henry Redwood, James Gow, 2021-01-06 This edited volume examines a range of historical and contemporary episodes of reconciliation and anti reconciliation in the aftermath of war Reconciliation is a concept that resists easy definition At the same time it is almost invariably invoked as a goal of post conflict reconstruction peacebuilding and transitional justice This book examines the considerable ambiguity and controversy surrounding the term and crucially asks what has reconciliation entailed historically What can we learn from past episodes of reconciliation and anti reconciliation Taken together the chapters in this volume adopt an interdisciplinary approach focused on the question of how reconciliation has been enacted performed and understood in particular historical episodes and how that might contribute to our understanding of the concept and its practice Rather than seek a universal definition the book focuses on what makes each case of reconciliation unique and highlights the specificity of reconciliation in individual contexts This book will be of much interest to students of transitional justice conflict resolution human rights history and International Relations Rethinking Reconciliation and Transitional Justice After Conflict James Hughes, Denisa Kostovicova, 2020-04-24 The concepts of reconciliation and transitional justice are inextricably linked in a new body of normative meta theory underpinned by claims related to their effects in managing the transformation of deeply divided societies to a more stable and more democratic basis This edited volume is dedicated to a critical re examination of the key premises on which the debates in this field pivot The contributions problematise core concepts such as victimhood accountability justice and reconciliation itself and provide a comparative perspective on the

ethnic ideological racial and structural divisions to understand their rootedness in local contexts and to evaluate how they shape and constrain moving beyond conflict With its systematic empirical analysis of a geographic and historic range of conflicts involving ethnic and racial groups the volume furthers our grasp of contradictions often involved in transitional justice scholarship and practice and how they may undermine the very goals of peace stability and reconciliation that they seek to promote This book was originally published as a special issue of *Ethnic and Racial Studies*

Restorative Justice, Reconciliation, and Peacebuilding Jennifer J. Llewellyn, Daniel Philpott, 2014 This book develops the twin concepts of restorative justice and reconciliation as frameworks for peacebuilding that contain great potential for addressing common dilemmas peace versus justice religious versus secular approaches individual versus structural justice reconciliation versus retribution and the harmonization of the sheer multiplicity of practices involved in repairing past harms

Unspeakable Truths 2e Priscilla B. Hayner, 2010-09-13 This book is a definitive exploration of truth commissions around the world and the anguish injustice and the legacy of hate they are meant to absolve

Enemy Friends David Oakeshott, 2021 Transitional justice scholars and practitioners often suggest that silence about the violent past in public discourse indicates a denial of what happened during recent civil violence Many therefore advocate a significant role for education in post conflict transitional justice processes Specifically they encourage the writing and teaching of history including explicit coverage of the prior violence as an academic discipline The idea is that history education can correct important misconceptions about the conflict and its origins and help students find comfort with opposing perspectives on the events However having conducted a multi sited ethnographic and interpretivist research project at secondary boarding schools in Melanesia s two post conflict settings Bougainville and Solomon Islands I find this view of silence and its remedy not only a poor fit with Melanesian approaches to reconciliation but a narrow foundation from which to understand schooling as a mechanism of transitional justice I argue that Bougainvilleans and Solomon Islanders look back on their violent pasts through the prism of their relationships to others and that schooling gives them ample scope to develop and practice that relationship to the past even in the new connections they form with their colleagues and peers I establish that their place based forms of transitional justice that is to say indigenous ideas about justice incorporating customary foreign and even colonial influences revolve around reconciliation processes that generally require individuals to refuse to discuss the violent past with others Then I apply two concepts concentrated on the seemingly mundane aspects of daily life to the integrated boarding schools I studied One is Michel de Certeau s notion of the everyday and the other cultural production comes from critical ethnographies of schooling I explain how refusals to discuss the violent past helped the teachers and students form meaningful relationships across their differences including the differences at issue during the two civil conflicts However because of their interactions in everyday life at school the teachers and students also developed ideas about real culture in which they constructed a particular vision of their constituent cultures This vision left them susceptible to the sorts of land and identity politics that led

to the civil conflicts and to perceiving an unequal relationship between the village and town as part of their national identities Thus in this thesis I suggest how an ex militant in Solomon Islands George Gray could describe his former school mates as his enemy friends Given that place based transitional justice can deny the stories of Bougainvillean and Solomon Islander women I suggest that classical transitional justice theory may have some limited value for these women if it is responsive to their social lives Overall however I question the utility of history taught as an academic discipline for post colonial contexts like Bougainville and Solomon Islands Instead I suggest that if transitional justice scholars and practitioners understand formal education in the context of legacies of colonisation then they might find scope to address those legacies as well as the violent past with locally meaningful versions of social studies education

Transitional Justice in Balance Tricia D. Olsen, Leigh A. Payne, Andrew G. Reiter, 2010 In the first project of its kind to compare multiple mechanisms and combinations of mechanisms across regions countries and time Transitional Justice in Balance Comparing Processes Weighing Efficacy systematically analyzes the claims made in the literature using a vast array of data which the authors have assembled in the Transitional Justice Data Base

Transitional Justice in Comparative Perspective Samar El-Masri, Tammy Lambert, Joanna R. Quinn, 2020-01-18 What if we could change the conditions in post conflict post authoritarian countries to make transitional justice work better This book argues that if the context in countries in need of transitional justice can be ameliorated before processes of transitional justice are established they are more likely to meet with success As the contributors reveal this can be done in different ways At the attitudinal level changing the broader social ethos can improve the chances that societies will be more receptive to transitional justice At the institutional level the capacity of mechanisms and institutions can be strengthened to offer more support to transitional justice processes Drawing on lessons learned in Colombia Democratic Republic of the Congo The Gambia Lebanon Palestine and Uganda the book explores ways to better the conditions in post conflict post authoritarian countries to improve the success of transitional justice

Reconciliation(s) Joanna R. Quinn, 2009 Reconciliation s considers the definition of the concept of reconciliation itself focusing on the definitional dialogue that arises from the attempts to situate reconciliation within a theoretical and analytical framework

Localizing Transitional Justice Rosalind Shaw, Lars Waldorf, Pierre Hazan, 2010-04-23 Through war crimes prosecutions truth commissions purges of perpetrators reparations and memorials transitional justice practices work under the assumptions that truth telling leads to reconciliation prosecutions bring closure and justice prevents the recurrence of violence But when local responses to transitional justice destabilize these assumptions the result can be a troubling disconnection between international norms and survivors priorities Localizing Transitional Justice traces how ordinary people respond to and sometimes transform transitional justice mechanisms laying a foundation for more locally responsive approaches to social reconstruction after mass violence and egregious human rights violations Recasting understandings of culture and locality prevalent in international justice this vital book explores the complex unpredictable

and unequal encounter among international legal norms transitional justice mechanisms national agendas and local priorities and practices Public Forgiveness in Post-conflict Contexts Neelke Doorn,Bas van Stokkom,Paul van Tongeren,2012

Jus Post Bellum and Transitional Justice Larry May,W Alton Jones Professor of Philosophy Professor of Law and Professor of Political Science Larry May,Elizabeth Edenberg,2013 This collection of essays explores the legal and moral questions that arise at the end of war and in the transition to less oppressive regimes

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