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The 9/11 Terror Cases

Constitutional Challenges
in the War against Al Qaeda



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The 9/11 Terror Cases Allan A. Ryan, 2015-11-06 The terrorist attacks of 9 11 are indelibly etched into our cultural memory This is the story of how the legal ramifications of that day brought two presidents Congress and the Supreme Court into repeated confrontation over the incarceration of hundreds of suspected terrorists and enemy combatants at the US naval base in Guant namo Cuba Could these prisoners including an American citizen be held indefinitely without due process of law Did they have the right to seek their release by habeas corpus in US courts Could they be tried in a makeshift military judicial system With Guant namo well into its second decade these questions have challenged the three branches of government each contending with the others and each invoking the Constitution s separation of powers as well as its checks and balances In *The 9 11 Terror Cases* Allan A Ryan leads students and general readers through the pertinent cases *Rasul v Bush* and *Hamdi v Rumsfeld* both decided by the Supreme Court in 2004 *Hamdan v Bush* decided in 2006 and *Boumediene v Bush* in 2008 An eloquent writer and an expert in military law and constitutional litigation Ryan is an adept guide through the nuanced complexities of these cases which rejected the sweeping powers asserted by President Bush and Congress and upheld the rule of law even for enemy combatants In doing so as we see clearly in Ryan s deft account the Supreme Court s rulings speak directly to the extent and nature of presidential and congressional prerogative and to the critical separation and balance of powers in the governing of the United States

Identifying the Enemy Emily Crawford, 2015-07-23 Over the past twenty five years significant changes in the conduct of wars have increasingly placed civilians in traditional military roles employing civilians to execute drone strikes the targeted killing of suspected terrorists the use of private security contractors in combat zones and the spread of cyber attacks Under the laws of armed conflict civilians cannot be targeted unless they take direct part in hostilities Once civilians take action they become targets This book analyses the complex question of how to identify just who those civilians are *Identifying the Enemy* examines the history of civilian participation in armed conflict and how the law has responded to such action It asks the crucial question what is direct participation in hostilities The book slices through the attempts to untie this Gordian knot and shows that the changing nature of warfare has called into question the very foundation of the civilian military dichotomy that is at the heart of the law of armed conflict

The Political Economy of Disaster Mats Lundahl, 2013-02-11 Haiti one of the least developed and most vulnerable nations in the Western Hemisphere made the international headlines in January 2010 when an earthquake destroyed the capital Port au Prince More than a year later little reconstruction has taken place in spite of a strong international funding commitment Mats Lundahl has written several seminal works on Haiti and this volume brings together the best of his past work on Haiti s economic and political history along with a comprehensive introduction and two new chapters which bring the story right up to the present day Together the volume provides both historical background and explanation as to why Haiti was so badly affected by the earthquake and to why reconstruction efforts have been ineffective this far Lundahl argues

that the two main causes can be found in the interaction between the growth of the population and the destruction of the arable soil on the one hand and in the creation of a predatory state during the nineteenth century which still exists to this day. This book provides a comprehensive analysis which charts these themes from the time of the arrival of Columbus in the island in 1492 to the present day. The book also deals with contemporary market and policy failures as well as the crucial recent elections and considers the path ahead for this impoverished nation. This book will be of huge relevance and interest not only to students and researchers in economic history but also for all those working on development economics, development studies and American and Caribbean Studies more generally.

War and Peace in Somalia Michael Keating, Matt Waldman, 2019-01-01 A comprehensive account by global specialists of how Somalia has confronted the challenges of governance amid an Islamist insurgency.

Chinese Macrosecuritization Juha A. Vuori, 2023-11-10 This book provides a holistic picture of Chinese global security discourses with a focus on macrosecritizations. The work examines how the People's Republic of China (PRC) has aligned itself within global security discourses. This is approached through the theory of securitization specifically by using the notion of macrosecritization as the lens for its analysis. The book offers the first full account of Chinese macrosecritization discourses and alignments and it aims to discern what security speech with referent objects such as humanity, civilization or nature has done in the domestic and international politics of China. Specifically the work focuses on the discourses of the Cold War, anti nuclear weapons, climate change and the Global War on Terror which have all been postulated in the literature as macrosecritizations. In addition it examines discourses with global referent objects that have been put forth by the PRC so that we can see whether its proposals for global security governance take the form of or are legitimated through macrosecritization. The overall argument in the book is that the way contemporary China uses macrosecritization discourses provides for ontological security as its position in relation to other major powers is undergoing transformation by allowing it to maintain a consistent narrative of its international self that abides by its own set of moral values and sense of worth. This book will be of interest to students of critical security studies, Chinese politics and International Relations. The Open Access version of this book available at www.taylorfrancis.com has been made available under a Creative Commons Attribution NonCommercial ShareAlike CC BY NC SA 4.0 International.

The Assyrian Genocide Hannibal Travis, 2017-07-20 For a brief period the attention of the international community has focused once again on the plight of religious minorities in Iraq, Syria and Turkey. In particular the abductions and massacres of Yazidis and Assyrians in the Sinjar, Mosul, Nineveh Plains, Baghdad and Hasakah regions in 2007-2015 raised questions about the prevention of genocide. This book while principally analyzing the Assyrian genocide of 1914-1925 and its implications for the culture and politics of the region also raises broader questions concerning the future of religious diversity in the Middle East. It gathers and analyzes the findings of a broad spectrum of historical and scholarly works on Christian identities in the Middle East, genocide studies, international law and the politics of the late Ottoman Empire as well as the politics of the

Ottomans British and Russian rivals for power in western Asia and the eastern Mediterranean basin A key question the book raises is whether the fate of the Assyrians maps onto any of the concepts used within international law and diplomatic history to study genocide and group violence In this light the Assyrian genocide stands out as being several times larger in both absolute terms and relative to the size of the affected group than the Srebrenica genocide which is recognized by Turkey as well as by international tribunals and organizations Including its Armenian and Greek victims the Ottoman Christian Genocide rivals the Rwandan Bengali and Biafran genocides The book also aims to explore the impact of the genocide period of 1914 1925 on the development or partial unraveling of Assyrian group cohesion including aspirations to autonomy in the Assyrian areas of northern Iraq northwestern Iran and southeastern Turkey Scholars from around the world have collaborated to approach these research questions by reference to diplomatic and political archives international legal materials memoirs and literary works

Comparative, International, and Global Justice Cyndi Banks, James Baker, 2015-09-23 Comparative International and Global Justice Perspectives from Criminology and Criminal Justice presents and critically assesses a wide range of topics relevant to criminology criminal justice and global justice The text is divided into three parts comparative criminal justice international criminology and transnational and global criminology Within each field are located specific topics which the authors regard as contemporary and highly relevant and that will assist students in gaining a fuller appreciation of global justice issues Authors Cyndi Banks and James Baker address these complex global issues using a scholarly but accessible approach often using detailed case studies The discussion of each topic is a comprehensive contextualized account that explains the social context in which law and crime exist and engages with questions of explanation or interpretation The authors challenge students to gain knowledge of international and comparative criminal justice issues and think about them in a critical manner It has become difficult to ignore the global and international dimensions of criminal justice and criminology and this text aims to enhance criminal justice education by focusing on some of the issues engaging criminology worldwide and to prepare students for a future where fields of study like transnational crime are unexceptional

US Foreign Policy in Action Jeffrey S. Lantis, Patrick Homan, 2022-07-12 This book represents a timely exploration of the dynamics of U S foreign policy development It introduces historical developments and theories of U S foreign policy and engages students in the politics and debates of the foreign policy process both directly and by proxy through innovative learning exercises This book offers a rich understanding of the politics behind clashing perspectives towards contemporary foreign policy challenges ranging from immigration policy controversies to COVID 19 pandemic responses climate change to the China trade war All of these issues are presented in dynamic ways that focus on activism and engagement in the policy process and so this text speaks directly to a new generation of college students who have mobilized to political activism The book is intended to serve as a core text for classes on U S foreign policy at the 200 level or above and will appeal to a broad audience New to the Second Edition Provides insights on contemporary foreign

policy challenges facing the Biden administration and future presidents such as climate change the rise of China sanctions and trade policies and changing U S engagement in the Middle East Offers stronger theoretical foundations for the study of domestic constraints in the foreign policy decision making process including the power of interest groups and political polarization in Congress Explains pedagogical treatments of online and hybrid learning applications along with presenting new exercises to engage students both in person in the classroom and online Presents more detailed and critical historical analyses of U S foreign policy including greater attention to the U S as an imperial power and its implications for politics and society Creates new and exciting active learning exercises for instructors and students including role playing simulations of global public health crisis management and group research projects on cybersecurity and immigration policy Enriches the graphics and illustrations of foreign policy actors and processes in a full color presentation Analyzes contemporary foreign policy issues in the Trump and Biden administrations Adds new web components and features some authored by undergraduate students who are becoming experts in U S foreign policy Includes new writing exercises and assignments designed to promote creative and critical thinking about foreign policy actors and processes

Index to Legal Periodicals & Books ,2003 Criminal Law and Procedure Stephanie A. Jirard,2018-12-25 Written by a former federal prosecutor and public defender Criminal Law and Procedure A Courtroom Approach introduces students to the essentials of criminal law and procedure by illuminating the legal issues justice professionals face before during and after a criminal trial Through the examination of statutes edited case excerpts and recent constitutional interpretation of black letter law the text bridges the gap between learning criminal procedure and applying criminal law Drawing from author Stephanie A Jirard s vast experience in both the courtroom and the classroom Criminal Law and Procedure gets students to think critically about real world issues and practice applying the law in a just and meaningful way Accessible and engaging this text presents criminal law and procedure as an exciting opportunity to have a direct positive impact on our communities and the criminal justice system

The Conflict in Syria and the Failure of International Law to Protect People Globally Jeremy Julian Sarkin,2021-11-28 This book explores through the lens of the conflict in Syria why international law and the United Nations have failed to halt conflict and massive human rights violations in many places around the world which has allowed tens of millions of people to be killed and hundreds of millions more to be harmed The work presents a critical socio legal analysis of the failures of international law and the United Nations UN to deal with mass atrocities and conflict It argues that international law in the way it is set up and operates falls short in dealing with these issues in many respects The argument is that international law is state centred rather than victim friendly is to some extent outdated is vague and often difficult to understand and therefore at times hard to apply While various accountability processes have come to the fore recently processes do not exist to assist individual victims while the conflict occurs or the abuses are being perpetrated The book focuses on the problems of international law and the UN and in the context of the many enforced disappearances and

arbitrary detentions in Syria why nothing has been done to deal with a rogue state that has regularly violated international law It examines why the responsibility to protect R2P has not been applied and why it ought to be used generally and in Syria It uses the Syrian context to evaluate the weaknesses of the system and why reform is needed It examines the UN institutional mechanisms the role they play and why a civilian protection system is needed It examines what mechanism ought to be set up to deal with the possible one million people who have been disappeared and detained in Syria The book will be a valuable resource for students academics and policy makers working in the areas of public international law international human rights law political science and peace and security studies **Immigration, Both Sides of the Fence**

,2007 *Congressional Record* United States. Congress,2006 The Congressional Record is the official record of the proceedings and debates of the United States Congress It is published daily when Congress is in session The Congressional Record began publication in 1873 Debates for sessions prior to 1873 are recorded in The Debates and Proceedings in the Congress of the United States 1789 1824 the Register of Debates in Congress 1824 1837 and the Congressional Globe 1833 1873 *Terrorism and the Constitution* H. L. Pohlman,2008 This book contributes to the ongoing national debate on civil liberties during the war on terrorism by providing easy access to relevant documents from major post 9 11 cases The book s goal is to give students an opportunity to consider two fundamental questions and explore other issues related to them First is the war on terrorism a type of war that requires a shift in the balance between national security and individual rights Second following the 9 11 attacks are the three branches of the federal government functioning properly It is imperative to define the role of the President the Congress and the federal judiciary in this new kind of war in which suicidal terrorists are actively seeking access to weapons of mass destruction The specific issues raised in these post 9 11 cases are the basis for evaluating the proper balance between national security and individual rights during the war on terrorism and the respective roles of the three branches of the federal government *Terrorism and the Constitution* David Cole,James Dempsey,2006-03-01 Tracing the history of government intrusions on Constitutional rights in response to threats from abroad Cole and Dempsey warn that a society in which civil liberties are sacrificed in the name of national security is in fact less secure than one in which they are upheld A new chapter includes a discussion of domestic spying preventive detention the many court challenges to post 9 11 abuses implementation of the PATRIOT ACT and efforts to reestablish the checks and balances left behind in the rush to strengthen governmental powers *Terrorism and the Constitution* David Cole,2010-09 Tracing the history of government intrusions on Constitutional rights in response to threats from abroad Cole and Dempsey warn that a society in which civil liberties are sacrificed in the name of national security is in fact less secure than one in which they are upheld A new chapter includes a discussion of domestic spying preventive detention the many court challenges to post 9 11 abuses implementation of the PATRIOT ACT and efforts to reestablish the checks and balances left behind in the rush to strengthen governmental powers *Before the Next Attack* Bruce A. Ackerman,2007-01-01 Also

includes information on aftermath of terrorist attack Al Qaeda George W Bush civil liberties U S Congress U S Constitution courts detainees detention due process emergency constitution emergency powers emergency regime existential crisis extraordinary powers Founding Fathers framework statutes freedom habeas corpus writ Iraq war Abraham Lincoln Jose Padilla panic reaction precedents of presidential powers presidency president Franklin D Roosevelt rule of law second strike Second World War secrecy seizure September 11 2001 state of emergency supermajoritarian escalator terrorist attack torture United Kingdom etc

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