

Comparing recent criminal law reforms in Poland and England & Wales' - Prof Jarosław Utrat-Milecki b2b Prof Stephen Shute - 17/04/24 2-3pm (BST) Zoom.

Z zewnątrz



Paul McGuinness

kwi 17 śr.	'Comparing recent criminal law reform... Wyświetl w: Kalendarz Google Ki śr. 17 kwi 2024 3pm – 4pm (CEST) ed y G https://universityofsussex.zoom.us/j/9495266dz9486?pwd=cy9DU3QyY0lQRDFCeHZHSitjNHVsdz09 dz ie	Plan dnia śr. 17 kwi 2024 <i>Brak wcześniejszych wydarzeń</i> 3pm 'Comparing recent criminal law reform...' <i>Brak późniejszych wydarzeń</i>
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Dear colleagues

We Continue our series of sharing seminars between the University of Sussex and the University of Warsaw with a profclash featuring Professors Jarosław Utrat-Milecki and Stephen Shute speaking to the topic 'Comparing recent criminal law reforms in Poland and England & Wales'. This online-only seminar will take place this day week – Wednesday 17th April 2pm-3pm (BST) via the Zoom link below. Both speakers bring extensive experience in their respective jurisdictions – bringing both theoretical and practical insights to their identified issues and will be of particular interest to all working on/with criminal law reform and comparative criminology – feel free to forward this invite on to interested parties. Further details below:

Abstract 1: Theoretical framework for an analysis of the recent criminal law reforms in Poland – Prof Jarosław Utrat-Milecki (University of Warsaw)

I analyse certain aspects of recent criminal law reforms in Poland from the perspective of criminal punishment as a complex legal and social institution of a processual nature. It is intended to enable a critical examination of the punitiveness of the penal system, which can hardly be explained by its effectiveness or even by penal populism. In the study I use the following methods: historical legal, comparative legal, formal logical, dialectical, analytical, synthetical and inductive/deductive. The synthesis and triangulation of the methods follow the principles of culturally integrated social and legal studies.

Abstract 2: Challenging Parole Decisions in England and Wales: Reconsideration and Set Aside – Prof Stephen Shute (University of Sussex)

Criminal justice reform can often be triggered by a single traumatic event. This was true of parole in England and Wales when the Parole Board took the decision in late 2017 to direct the release of the so-called 'Black cab rapist', John Worboys. This paper opens a window onto how the two review mechanisms set up in the wake of this decision have been working, but also onto parole decision-making generally. Divided into three main sections, it first explores reconsideration, examining the scheme's structure; how applications are assessed; the historical precedents; the way the scheme has been used in practice; what is in scope and what is not; the grounds presented; and the relationship with judicial review. The paper's second section deals with set aside. It mirrors some of the analysis in the first section and compares set aside with reconsideration. The final section pulls together the different threads. It concludes that, although incremental improvements are required, the two mechanisms are serving an important function and ought to be allowed to continue to mature. There is no need to discard them in favour of an alternative solution.

Paul McGuinness is inviting you to a scheduled Zoom meeting.

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