



Judicial Systems in Transition Economies

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Judicial Systems In Transition Economies

Claude Ménard, Mary M. Shirley



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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

Transitional Economies Y. Kalyuzhnova, M. Taylor, 2001-07-19 The integration of the countries of Central and Eastern Europe and the Commonwealth of Independent States international financial system was arguably one of the most profound changes experienced by the world economy in the 1990s This book examines these countries in reforming their financial systems in the first decade of transition Through case studies as well as more thematic approaches contributors deal with crucial elements of building a market based financial system the transformation of the banking sector and non bank reform and regulation of financial markets They emphasise the importance of institution building to the process of financial sector transformation and highlight the lessons to be learned from transitional financial experiences

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

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

Law Reform in Developing and Transitional States Timothy Lindsey, 2007 Law reform in developing countries has become an increasingly topical subject in recent years A critical issue is why so many law reform projects in developing economies are regarded by their sponsors and recipients as unsuccessful This informative book examines examples of law reform projects in post socialist and post authoritarian states in Asia identifies common problems proposes analytical frameworks for understanding the problems identified Though parallels between Asian models and those in developing states elsewhere in the world are strong the book has been developed to avoid suggestion that the issues covered are somehow peculiarly Asian indeed it is shown that cultural relativist approaches to Asia are unsustainable This is an invaluable reference for those involved in the areas of development economics Asian studies and comparative politics

Handbook on the Politics of International Development Deciancio, Melisa, Nemiña, Pablo, Tussie, Diana, 2022-05-24 This innovative book sets out to rethink corporate social responsibility CSR in global value chains

Management in Transitional Economies Vincent Edwards, Gennadij Polonsky, Danijel Pucko, Malcolm Warner, Ying Zhu, 2005-02-25 This is a comparative study examining the past present and future of management in the transitional economies of East and Central Europe Russia the People s Republic of China and Vietnam

Corporate Governance Lessons from Transition Economy Reforms Merritt B. Fox, Michael A. Heller, 2021-04-13 Corporate Governance Lessons from Transition Economy Reforms explores a timely topic at the intersection of economics law and policy reform To date most sophisticated theoretical work on corporate governance has focused on advanced market economies In post socialist countries corporate finance and transition economics scholars have often done little more than convey the received theory to transition policymakers This volume focuses for the first time on the reverse concern what if anything do the reform experiences of transition countries teach about corporate governance theory more generally To investigate this question Merritt Fox and Michael Heller have assembled a stellar group of corporate governance theorists The answers are startling The principal essays approach the problem from three complementary perspectives that form the organizing themes of the book The first part refines core corporate theory terms The second presents important empirical work that explores the channels through which good corporate governance may link to the real economy The final part links corporate governance theory to practical reforms After fifteen years of experience practice can now inform theory Together these essays present a comprehensive new view on a provocative theme Written in an accessible style they will be of interest

to a broad range of scholars commentators and policymakers

Judicial System Performance and Economic

Development Armando Castelar Pinheiro,1996

Endgame in the Balkans Elizabeth Pond,2007-08-29 Can Europe tame the Balkans That s the question veteran journalist Elizabeth Pond addresses in this timely and absorbing book Starting with the wars of the Yugoslav succession **Endgame in the Balkans** guides readers through the region s tumultuous recent history and explores both how the lure of European Union EU membership has affected the Balkans and how Balkan developments have shaped the EU Drawing on hundreds of interviews as well as decades of experience as a foreign correspondent Pond moves deftly across the region from Bulgaria to Romania Kosovo Croatia Bosnia Macedonia Albania and Serbia and Montenegro She examines the many hurdles standing between these countries and EU membership including poverty corruption and rabid chauvinism as well as the hopes and problems that have led Balkan leaders to look to the West In the process she paints a vivid picture of the challenges facing the region as it seeks to vault from the nineteenth to the twenty first century Already in its brief history the European Union has forged a historic reconciliation between France and Germany and helped consolidate democracy in Portugal Spain and Greece But in southeastern Europe it faces one of its most difficult tasks yet **Endgame in the Balkans** reveals the full extent of this challenge as well as the grounds for hope Rich in detail and penetrating analysis this book will be essential reading for anyone interested in the future both of the region and of Europe as a whole

Handbook of New Institutional Economics Claude Ménard,Mary M. Shirley,2008-06-27 New Institutional Economics NIE has skyrocketed in scope and influence over the last three decades This first Handbook of NIE provides a unique and timely overview of recent developments and broad orientations Contributions analyse the domain and perspectives of NIE sections on legal institutions political institutions transaction cost economics governance contracting institutional change and more capture NIE s interdisciplinary nature This Handbook will be of interest to economists political scientists legal scholars management specialists sociologists and others wishing to learn more about this important subject and gain insight into progress made by institutionalists from other disciplines This compendium of analyses by some of the foremost NIE specialists including Ronald Coase Douglass North Elinor Ostrom and Oliver Williamson gives students and new researchers an introduction to the topic and offers established scholars a reference book for their research

China's Growth Linda Yueh,2013-04-11 China s economic growth has transformed the country from one of the poorest in the world to its second largest economy Understanding the drivers of growth remains elusive as the country is affected by both its transition from central planning and the challenges of a developing country This book examines the main themes of growth offering micro level evidence to shed light on the macro drivers of the economy It also focuses on law and informal institutions of the economy to highlight the importance of entrepreneurship and the development of the private sector

The Judicial System of Russia Kathryn Hendley,Peter H. Solomon Jr.,2023-11-24 The Judicial System of Russia paints a portrait of the courts of the Russian Federation under Putin how they work in practice and what shapes the behaviour of its

judges It stresses the dual nature of a judicial system where ordinary cases are for the most part handled fairly but where cases of interest to powerful persons are subject to influence a common situation in authoritarian states In so doing the authors trace the origins of some contemporary practices to the Soviet past but also identify novelties They pay close attention to the struggles of reformers to make the courts fairer and more efficient along with the measures taken to ensure that judges conform to the expectations of their political masters This means dealing with the evolution of judicial governance including the selection promotion and disciplining of judges In studying the actual operation of the courts the authors take a socio legal approach emphasizing how different players petitioners respondents lawyers prosecutors accused judges behave and why This means dealing with the full gamut of courts from justices of the peace through the Supreme and Constitutional Courts and analysing their conduct in ordinary civil disputes criminal cases business disputes administrative justice claims against state officials and constitutional matters The authors also examine the relation of the public to the courts including its readiness to litigate disputes despite generally negative views of the courts This analysis of the administration of justice in Russia covers both the Constitutional Amendments of 2020 and developments relating to the first months of the 2022 War in Ukraine It is a must read for academics practitioners and all those with an interest in comparative courts and Russia s judicial system Annual World Bank Conference on Development Economics ,2007 *EC Trade Law Following China's Accession to the WTO* Jan Hoogmartens,2004-01-01 The World Trade Organisation cannot be deemed truly international without the full participation of China a massive market with an increasing number of highly sophisticated sectors Yet although China did accede to the WTO in 2001 after fifteen years of negotiations WTO members persist in classifying China as a non market economy with all the trade restrictions such labelling entails The EC in particular continues to curtail the flow of Chinese European trade despite some recent liberalisation in EC import and antidumping regulations In this important book Dr Hoogmartens clearly points the way to an equitable resolution of the complex problems raised by the friction between China s planned economy and EC trade policy instruments The economic interface he constructs takes account of such crucial elements as the following China s unfinished legal and economic reforms the danger that the EC may develop an abusive protectionist stance the challenge to the EC of increased Chinese competition the persistence of Chinese state owned enterprises the absence of a satisfactory methodology to deal with the Chinese variant of a non market economy the possible adjustment of EC antidumping regulations vis vis China emergency safeguards the role of the rule of law in trade regulation and the translatability of Western social and political institutions Addressing as it does a highly salient present and future aspect of the global economy *EC Trade Law Following China's WTO Accession* will be of enormous value to policymakers in international economic law at all national and supranational levels The author s reasoned and cautious analysis builds a sound platform for the ongoing development of peaceful and mutually beneficial commercial relations between Europe and China *Finance & Development*, September 1997 International Monetary Fund. External

Relations Dept.,1997-01-01 For the latest thinking about the international financial system monetary policy economic development poverty reduction and other critical issues subscribe to Finance Development F D This lively quarterly magazine brings you in depth analyses of these and other subjects by the IMF s own staff as well as by prominent international experts Articles are written for lay readers who want to enrich their understanding of the workings of the global economy and the policies and activities of the IMF

China's Legal System Donald C. Clarke,2008-03-06 Examines the legal ramifications of economic and social changes in China mid 1990s to present

Corporate Governance in Transition Economies Robert W. McGee,2008-11-16 Corporate Governance in Transition Economies will appeal to a wide segment of the academic market including accounting and finance professors and students because the main theme of the book deals with accounting and financial system reform Economists in the subfields of transition economics and development economics for it addresses current issues in their field It will also appeal to scholars in the field of Russian and East European Studies because the book discusses topics involving Russia Ukraine and other East European countries Policy analysts who deal with accounting finance transition economics or Russia or Eastern Europe will also find this book to be a valuable reference and source of current information

Corporate Governance Samuel O Idowu,Kiymet Tunca Çaliyurt,2014-04-11 This book brings together a representative collection of perspectives on the way how corporate governance is being aligned with the social responsibility of an organization and the accountability of its management both in large corporations and in medium sized businesses Examples are given from various industries and branches as well as from different countries and regions across the globe All examples are commented and explained in detail Written by a group of selected academic teachers this book is suitable for adoption as a resource for a case driven approach to teaching Corporate Governance courses at an upper undergraduate or graduate level

Greening Industrialization in Asian Transitional Economies A. P. J. Mol,Joost C. L. van Buuren,2003-01-01 Studying transition economies is one of the most challenging tasks faced by those who wish to understand the political social and economic changes that the world has undergone since the end of the Cold War Greening Industrialization in Asian Transitional Economies is a collection of essays which examine environmental performance and the transition to market economies particularly in China and Vietnam A comprehensive assessment of the state of industrial environmental management this informative volume looks at the movement for cleaner production from many perspectives analyzing its historical roots its political influences its implementation and its economic and technological feasibility Readers of these excellent essays will be left with an in depth understanding of both the necessity for environmental improvements in rapidly industrializing economies and the difficulties and challenges which this goal entails An ambitious and important project Greening Industrialization in Asian Transitional Economies provides a wide ranging analysis of a vital topic

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