

Online Library The German Criminal Code A  
Modern English Translation Studies In  
International And Comparative Criminal Law  
**The German Criminal Code A  
Modern English Translation  
Studies In International And  
Comparative Criminal Law**

This book describes and explains how the so-called system of legal proofs, which consisted of a strict set of evidentiary rules, was replaced with the free evaluation of the evidence in France, Germany and the Netherlands between 1750 and 1870.

"A systematic and comprehensive comparative analysis, of criminal law, focused on two major jurisdictions: the United States and Germany."--Jacket.

The revised Criminal Code does not create a new administration of the criminal law, but it provides a framework within which the administration of justice can ensure the maintenance of law and the protection of society.

[With Comments : a Translation of the German Criminal Code of 1871 with Amendments, Together with the Most Important Supplementary Penal Statutes and with the Laws Nos. 1 and 11 and Proclamation No. 3 of the Control Council for Germany](#)  
[Short Review of the Penal System of the](#)

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[German Criminal Code](#)

[Core Concepts in Criminal Law and Criminal Justice](#)

[Draft of the general provisions of the German criminal code \(1956\).](#)

[1959. Based on the resolution of the Criminal Law Commission. With original German text](#)

[Index of Decisions of the Court of Appeals Based Upon Sentences Sustained, Modified Or Reversed Under Each Penal Section of the German Criminal Code](#)

[A Modern English Translation](#)

[A Comparative Approach](#)

[Anti-money Laundering Law: Socio-legal Perspectives on the Effectiveness of German Practices](#)

[From the system of legal proofs to the free evaluation of the evidence](#)

[1959 ; based on the resolution of the Criminal Law Commission \(Große Strafrechtskommission\) made at the first Reading and amended by the Ministry of Justice \(Bundesministerium der Justiz\) ; with orig. German text](#)

**The history of criminal justice in modern Germany has become a vibrant field of research, as demonstrated in this volume. Following an introductory survey, the twelve chapters examine major topics in the history of crime and criminal justice**

from Imperial Germany, through the Weimar and Nazi eras, to the early postwar years. These topics include case studies of criminal trials, the development of juvenile justice, and the efforts to reform the penal code, criminal procedure, and the prison system. The collection also reveals that the history of criminal justice has much to contribute to other areas of historical inquiry: it explores the changing relationship of criminal justice to psychiatry and social welfare, analyzes representations of crime and criminal justice in the media and literature, and uses the lens of criminal justice to illuminate German social history, gender history, and the history of sexuality.

A comparative and collaborative study of the foundational principles and concepts that underpin different domestic systems of criminal law.

The Criminal Code of the German Empire  
The Lawbook Exchange, Ltd.

[The Search for a Unity of Legal and Moral Order](#)

[Introductory Provisions and Part I of the German Criminal Code](#)

[German Criminal Code](#)

[Together with a Translation of the General Provisions of the Code : Presented to the](#)

International Congress for the Prevention  
and Repression of Crime

Individual Rights Vs. Collective

Responsibilities in American Criminal Law

and the Recent Reform of the German  
Criminal Code

Draft of the special provisions of the  
German Criminal Code

Imperial German Criminal Code

Together with a Translation of the General  
Provisions of the Code

The German Penal Code

The Auschwitz Trial

The Development of the Criminal Law of  
Evidence in the Netherlands, France and  
Germany between 1750 and 1870

German criminal law doctrine, as one of the more influential ones over time and on a global scale, takes rather different approaches to many of the problems of substantive law from those of the common law family of countries like the UK, the US, Canada, New Zealand, Australia etc. It also differs markedly from the system which is most often used in Anglophone writing as a civil law comparison, the French law. German criminal law is a code-based model and has been for centuries. The influence of academic writing on its development has been far greater than in the judge-oriented common law models. The book will serve as a useful aid to debates about codification efforts in countries that are mostly based on a case law system, but who wish to re-structure their law in one or several criminal codes. The comparison will show that similar problems occur in all

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legal systems regardless of their provenance, and the attempts of individual systems at solving them, their successes and their failures, can provide a rich experience on which other countries can draw and on which they can build. The book provides an outline of the principles of German criminal law, mainly the so-called 'General Part' (eg actus reus, mens rea, defences, participation) and the core offence categories (homicide, offences against property, sexual offences). It sets out the principles, their development under the influence of academic writing and judicial decisions. The book is not meant as a textbook of German criminal law, but is a selection of interrelated in-depth essays on the central problems. Wherever it is apposite and feasible, comparison is offered to the approaches of English criminal law and the legal systems of other common and civil law countries in order to allow common lawyers to draw the pertinent parallels to their own jurisdictions. Increasingly, international governmental networks and organisations make it necessary to master the legal principles of other jurisdictions. Since the advent of international criminal tribunals this need has fully reached criminal law. A large part of their work is based on comparative research. The legal systems which contribute most to this systemic discussion are common law and civil law, sometimes called continental law. So far this dialogue appears to have been dominated by the former. While there are many reasons for this, one stands out very clearly: Language. English has become the lingua franca of international legal research. The present book addresses this issue. Thomas Vormbaum is one of the foremost German legal historians and the book's original has become a cornerstone of research into the history of German criminal law beyond doctrinal

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expositions; it allows a look at the system's genesis, its ideological, political and cultural roots. In the field of comparative research, it is of the utmost importance to have an understanding of the law's provenance, in other words its historical DNA.

In 1963, West Germany was gripped by a dramatic trial of former guards who had worked at the Nazi death camp Auschwitz. It attracted international attention. Using the pretrial files and extensive trial audiotapes, Wittmann offers a reinterpretation of Germany's first major attempt to confront its past.

[Short Review of the Penal System of the German Criminal Code, in Force from the 1st January, 1872, Throughout Germany](#)

[The Statutory Criminal Law of Germany](#)

[German Criminal Law: The criminal code. The narcotics code](#)

[The Criminal Code of the German Empire. Translated, with Prolegomena and a Commentary, by G. Drage](#)

[A Translation of the German Criminal Code of 1871 with Amendments, Together with the Most Important Supplementary Penal Statutes and with the Laws Nos. 1 and 11 and Proclamation No.. 3 of the Control Council for Germany](#)

[Supplementary Material: Supplementary Law \(Nebengesetze\) ...](#)

[Criminal Law](#)

[Lo scopo finale della pena ed il sistema della carcere cellulare](#)

[Principles of German Criminal Procedure](#)

[Imperial German Criminal Code. Translated Into English by Captain R.H. Gage ... and A.J. Waters](#)

**The German Criminal Code (Reichsstrafgesetzbuch) was**

ratified by the newly-formed German Empire on 16 April 1871. It is a remarkable work of synthesis drawn mostly from the *Constitutio Criminalis Carolina* (1532), the Code Napoleon (1804), Feuerbach's Bavarian Criminal Code (1813) and the Prussian Penal Code (1851), which was influenced by the Code Napoleon. Its value lay not just in its establishment of uniform federal law but, as Drage notes in his excellent commentary, in its catholicity of historical and contemporary sources. Drawing on the idea of German unity, underscored in this case by the consensus-forming might of Prussian arms, the criminal code remained in force, despite various efforts at reform, until the triumph of National Socialism.

German substantive criminal law has been influential in many civil law countries, most notably in the Hispanic world. In the common law countries, not surprisingly because of the systemic differences in approach, its impact has been much less, if not negligible. This may be largely explained as a result of the language barrier. An up-to-date and reliable English translation of the German Criminal Code has been conspicuously missing for some time. This book presents a new English translation of the *Strafgesetzbuch*, (the Criminal Code), in its most recent amended form of August 2007. The Code is the centrepiece of German substantive criminal law and informs the interpretation and application of any other criminal provisions which can be found in specific legislation. The translation thus affords an opportunity to profit from a legal tradition that has had a major influence over history and has a rich experience of doctrinal analysis. The translation adheres as closely as possible to the textual structure of the original, but has been made palatable to an English ear. It is intended as a companion to the author's *Principles of German Criminal Law* which was published in December 2008. Please click on the link below for further details.

[www.hartpub.co.uk/books/details.asp?isbn=9781841136301](http://www.hartpub.co.uk/books/details.asp?isbn=9781841136301).

The book aims to outline the fundamental aspects of the German approach to criminal procedure; it is meant as a companion volume to the author's earlier publications, 'The German Criminal Code - A Modern English Translation', and 'Principles of German Criminal Law', also with Hart. In appropriate cases, comparisons to English and Welsh law have been drawn. The chapters cover a wide range of issues from setting out the basic procedural principles to presenting the main players in the criminal justice system, pre-trial investigations, the path from indictment to trial judgment, rules of evidence, sentencing, and appeals and post-conviction review. As far as it is useful for an introductory text, the differences between proceedings against adults and juveniles are highlighted. The theoretical discussion of decision-making and style of judgment writing is supported by practical insights through specimen translations of an indictment, a trial judgment and an appellate judgment by the Federal Court of Justice.

[With Comments](#)

[Translation of Selected Sections of the German Criminal Code with Commentary](#)

[The German Criminal Code](#)

[Short Review of the Penal System of the German Criminal Code; in Force from ... 1872, Throughout Germany: Together with a Translation of the General Provisions of the Code, Etc Draft of the special provisions of the German criminal code \(1959\).](#)

[The Statutory Criminal Law of Germany, with Comments Beyond Justice](#)

[German Criminal Code, Containing General Basic Provisions in Respect to the Punishment of Major Crimes, Minor Crimes and Petty Offenses ... a Full Translation of the German Criminal Code of 1876 and the Amendments Thereto Up to September 1944 ...](#)

[In Force from the 1st January, 1872, Throughout Germany ...  
The Criminal Code of the German Empire  
\(Strafgesetzbuch\) of 15 May 1871, in the Version Promulgated  
on 25 August 1953](#)

*In the aftermath of recent multiple leaks such as the Panama Papers, the Swiss leaks, the Lux leaks, and the Bahama leaks, this book offers an interesting view on the underlying conflicting interests that impede the adoption of more effective legislation to stop money laundering by way of the financial system. The central position of the book is that the declared goals underlying the criminalization of money laundering have not been fulfilled. The effectiveness of the anti-money laundering regime in Germany is assessed by examining the indirect effects, collateral consequences, and positive interpretations of the law in action and of the law inaction; reducing the issue to a question of symbolic effectiveness does not reflect the complexity of the matter. What is demonstrated, is that the goals attributed to the regime were too ambitious, and that a lower degree of effectiveness has been accepted in order to balance the inherent political, economic and financial conflicting interests. Unlike other volumes focusing on this issue, this book deals with the implementation of the legislation and the consequences thereof, and is primarily aimed at legal sociologists, sociology of law researchers, criminal lawyers, criminologists with an interest in white collar crime and political scientists studying measures against illicit financial flows and the concrete implementation of anti-money laundering laws. The book will be of interest to both international*

*policymakers and consultants as well as their counterparts in Germany for instance working on improving the instruments to fight organized crime and prevent the financing of terrorism through money laundering. The complexity of the anti-money laundering regime and all the variables are exhaustively and critically reviewed in the assessment, thereby providing complete instructions for future legislative steps. The case study regarding the situation in Germany maximizes readers' insights into concrete effects of the implementation of international anti-money laundering standards at a national level, and the opinions of professionals working in the field and of experts on the law-making process are also illuminating. Moreover, the book equips non-German speakers with the information needed to deal with the extensive German legal scholarly production on article 261 of the German criminal code and the current internal political debate on the matter. Verena Zoppei is a Fellow Researcher at the International Security Division of the German Institute for International and Security Affairs in Berlin.*

[\*A Modern History of German Criminal Law\*](#)

[\*Q?n?n-i mu??z?t-i ?lm?n\*](#)

[\*Containing General Basic Provisions in Respect to the Punishment of Major Crimes, Minor Crimes and Petty Offenses ...\*](#)

[\*Crime and Criminal Justice in Modern Germany Supplementary Law \(Nebengesetze\). The Sixth and Concluding Installment of a Translation of the German Criminal Code of 1876 and the Amendments Thereto 1 Januar 1945 \(including the Supplementary Material\*](#)

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[Described in the "prefatory Note"\)](#)

[Principles of German Criminal Law](#)

[Draft of the German criminal code \(1960\)](#)

[Anglo-German Dialogues](#)

[German Criminal Law: The code of criminal procedure.](#)

[The youth court law](#)

[As Amended as of December 19, 2001](#)

[Based on the resolution of the Criminal Law Commission](#)

[\(Grosse Strafrechts kommission\) ... \(with original](#)

[German text\)](#)