

STUDENT WARNING: This course syllabus is from a previous semester archive and serves only as a preparatory reference. Please use this syllabus as a reference only until the professor opens the classroom and you have access to the updated course syllabus. Please do NOT purchase any books or start any work based on this syllabus; this syllabus may NOT be the one that your individual instructor uses for a course that has not yet started. If you need to verify course textbooks, please refer to the online course description through your student portal. This syllabus is proprietary material of APUS.

American Public University System

The Ultimate Advantage is an Educated Mind

School of Security and Global Studies

IRLS405

National and Transnational Justice

Credit Hours: 3

Length of Course: 8 Weeks

Prerequisite: NONE

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Instructor Information

Instructor: [insert name with credentials]

Biography: [insert APUS biography link]

Please contact your instructor through the Messages tab in the classroom.

After the class is over, instructor contact information: [insert mycampus address]

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Course Description (Catalog)

IRLS405 National and Transnational Justice (3 hours)

This course provides an overview of many transitional and transnational justice approaches. Beginning with Nuremberg through to the International Criminal Courts, students will gain a thorough understanding of the global justice endeavors and their connection to human security.

Course Scope

As a 400-level course, this course provides a higher level of knowledge building on the material taught at the 300 level. The purpose and scope of this course is to enable the student to build a deeper understanding of the discipline.

Course Objectives

After successfully completing this course, you will be able to:

CO-1: Analyze the role of justice in transitional processes.

CO-2: Compare and contrast contemporary approaches to transitional and transnational justice.

CO-3: Appraise transitional justice within the confines of criminal tribunals, truth and reconciliation commissions (TRCs), vetting processes, restitution schemes, and indigenous justice experiments.

CO-4: Examine the political challenges of implementing international criminal law in the domestic context.

CO-5: Assess the impact of limited jurisdiction, security, timing, and resources on the enforcement of transnational/transitional justice.

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Course Delivery Method

This course, delivered via distance learning, will enable students to complete academic work in a flexible manner, completely online. Course resources and access to an online learning management system will be available to each student. Online assignments are due by Sunday at 11:55 pm ET and include all written assignments, examinations, and research papers submitted for grading. Weekly Forum questions (accomplished in groups in a Forum) require an initial response by Thursday at 11:55 pm ET, with all other required responses due by Sunday at 11:55 pm ET. The assigned faculty will support the students throughout this eight-week course.

Course Resources

- Required Course Textbooks

The **required** texts for this course are: (available as ebooks in the classroom)

Anders, Gerhard, and Zenker, Olaf. 2014. *Development and Change Special Issues: Transition and Justice: Negotiating the Terms of New Beginnings in Africa*. Somerset, NJ, USA: Wiley.

Battersby, Paul, Joseph M. Siracusa, and Sasho Ripiloski. 2011. *Crime Wars*. Westport, CT: Praeger (Chapter 6.)

Jackson, Donald W. et al. eds. 2010. *Globalizing Justice: Critical Perspectives on Transnational Law and the Cross-Border Migration of Legal Norms*. New York: SUNY Press.

Sands, Philippe. 2003. *From Nuremberg to The Hague: The Future of International Criminal Justice*. Cambridge: Cambridge University Press. (Chapters 1 and 2 only.)

Simpson, Kirk. 2009. *Truth Recovery in Northern Ireland: Critically Interpreting the Past*. Manchester, UK: Palgrave Macmillan.

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- External websites and other assigned reading found in the Lessons area of the classroom.
- Weekly Lesson Notes and videos or audio files are found in the Lessons area of the classroom.

Evaluation Procedures

Forum discussions – 25 percent

Each week, a discussion question is provided and posts should reflect an assimilation of the readings. Students are required to provide a substantive initial post by Thursday at 11:55 pm ET and respond to more than 2 classmates by Sunday at 11:55 pm ET. Forum posts are graded on timeliness, relevance, knowledge of the weekly readings, and the quality of original ideas. A forum discussion rubric is located with each week’s discussion in classroom.

Midterm assignment - 25 percent

This assignment is an essay of 2 questions, 3 pages each, to test knowledge and assimilation of the course objectives. The exclusive use of required texts and readings from this course is mandatory.

Progress assignment - 25 percent

Specialized Exercise. 8-10 pages including research and analysis.

Final assignment – 25 percent

This assignment is an essay of 2 questions, 3 pages each, to test knowledge and assimilation of the course objectives. The exclusive use of required texts and readings from this course is mandatory.

Grade Instruments	Percentage
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Forum Discussions (8)	25
Midterm Assignment	25
Progress Assignment	25
Final Assignment	25
Total	100

8 – Week Course Outline

<u>Week</u>	<u>Topic(s)</u>	<u>Course Objective(s)</u>	<u>Reading(s)</u>	<u>Assignment(s)</u>
1	Justice in the Context of Human Rights	CO1: Analyze the role of justice in transitional processes.	Jackson, Donald W. <i>et al.</i> eds. 2010. <i>Globalizing Justice : Critical Perspectives on Transnational Law and the Cross-Border Migration of Legal Norms.</i> – Chapter 1 only Chenivresse, Pascal, and Christopher J Piranio. 2011. "What price justice? On the evolving notion of 'right to fair trial' from Nuremberg to	Week One Forum Discussion

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			<p>The Hague." Slaughter, Anne-Marie. 2003. "A global community of courts."</p>	
2	<p>History of transnational justice – from Nuremberg to the ICC</p>	<p>CO2: Compare and contrast contemporary approaches to transitional and transnational justice.</p>	<p>Sands, Philippe. 2003. <i>From Nuremberg to The Hague: The Future of International Criminal Justice</i>. Chapters 1 and 2 only.</p>	<p>Week Two Forum Discussion</p>
3	<p>Theories of transitional and transnational justice</p>	<p>CO2: Compare and contrast contemporary approaches to transitional and transnational justice.</p>	<p>Zumbansen, Peer. 2012. "Defining the space of transnational law: legal theory, global governance, and legal pluralism." Fourcade, Marion and Joachim J. Savelsberg. 2006. "Introduction: global processes, national institutions, local bricolage: shaping law in an era of globalization." Posner, Richard. 2004. "No thanks, we already have our own laws."</p>	<p>Week Three Forum Discussion Midterm Assignment</p>

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4	<p>Political challenges and transnational criminal jurisdiction</p>	<p>CO4: Examine the political challenges of implementing international criminal law in the domestic context.</p>	<p>Brake, Benjamin, and Peter J. Katzenstein. 2013. "Lost in translation? nonstate actors and the transnational movement of procedural law."</p> <p>Witte, Floris. 2012. "Transnational solidarity and the mediation of conflicts of justice in Europe."</p> <p>Battersby, Paul, Joseph M. Siracusa, and Sasho Ripiloski. 2011. <i>Crime Wars</i>.</p> <p>Wippman, David. 2006. "The costs of international justice."</p>	<p>Week Four Forum Discussion</p>
5	<p>Transnational influences on rights, citizenship, and democratization</p>	<p>CO4: Examine the political challenges of implementing international criminal law in the domestic context.</p>	<p>Ziyanak, Sebahattin. 2016. "Responding to transnationalism phenomena."</p> <p>Earnest, David C. 2008. <i>Old Nations, New Voters : Nationalism, transnationalism, and democracy in the ERA of alobal</i></p>	<p>Week Five Forum Discussion</p>

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			<p><i>migration.</i> - Chapter 6 only.</p> <p>Roht-Arriaza, Naomi. 2010. <i>The Pinochet Effect.</i> - Chapter 7 only.</p> <p>Kagan, Robert A. 2007. "Globalization and legal change: The "Americanization" of European law?"</p>	
6	<p>Transnational law and the boundaries of sovereignty</p>	<p>CO-5: Assess the impact of limited jurisdiction, security, timing, and resources on the enforcement of transnational/transitional justice.</p>	<p>Langer, Máximo. 2011. "The diplomacy of universal jurisdiction: the political branches and the transnational prosecution of international crimes."</p> <p>Nickson, Ray and John Braithwaite. 2013. "Deeper, broader, longer transitional justice."</p> <p>Finnemore, Martha, and Kathryn Sikkink. 1998. "International Norm Dynamics and Political Change."</p>	<p>Week Six Forum Discussion</p> <p>Progress Assignment</p>
7	<p>Historical case studies in</p>		<p>Aiken, Nevin T. 2015. "The Bloody</p>	<p>Week Seven Forum</p>

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	reconciliation	CO-3: Appraise transitional justice within the confines of criminal tribunals, truth and reconciliation commissions (TRCs), vetting processes, restitution schemes, and indigenous justice experiments.	<p>Sunday Inquiry: transitional justice and postconflict reconciliation in Northern Ireland."</p> <p>Hamber, Brandon. 2003. "Rights and reasons: challenges for truth recovery in South Africa and Northern Ireland."</p> <p>Simpson, Kirk. 2009. <i>Truth Recovery in Northern Ireland: Critically Interpreting the Past</i> - Chapters 1 and 2 only.</p>	Discussion
8	Current issues in intervention	CO-5: Assess the impact of limited jurisdiction, security, timing, and resources on the enforcement of transnational/transitional justice.	<p>Sivac-Bryant, Sebina. 2015. "The Omarska Memorial Project as an example of how transitional justice interventions can produce hidden harms."</p> <p>Fiddler, Grace. 2015. "Using a conditional amnesty and truth and reconciliation commission as a</p>	<p>Week Eight Forum Discussion</p> <p>Final Assignment</p>

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			transitional justice mechanism in Syria.” Rostow, Nicholas. 2013. "Transitional Justice for Syria." Doyle, Michael W. 2001. "The New Interventionism."	
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Policies

Please see the [Student Handbook](#) to reference all University policies. Quick links to frequently asked question about policies are listed below.

[Drop/Withdrawal Policy](#)

[Plagiarism Policy](#)

[Extension Process and Policy](#)

[Disability Accommodations](#)

Citation and Reference Style

Attention Please: Students will follow the Turabian/Chicago Style as the sole citation and reference style used in written work submitted as part of coursework to the University.

See <http://www.apus.edu/apus-library/resources-services/Writing/writing-center/turabian-style-guide-info.html>

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Late Assignments

Students are expected to submit classroom assignments by the posted due date and to complete the course according to the published class schedule. As adults, students, and working professionals, I understand you must manage competing demands on your time. Should you need additional time to complete an assignment, please contact me before the due date so we can discuss the situation and determine an acceptable resolution. Routine submission of late assignments is unacceptable and may result in points deducted from your final course grade.

Late assignments are subject to five-percent penalty per day.

Netiquette

Online universities promote the advancement of knowledge through positive and constructive debate – both inside and outside the classroom. Forums on the Internet, however, can occasionally degenerate into needless insults and “flaming.” Such activity and the loss of good manners are not acceptable in a university setting – basic academic rules of good behavior and proper “Netiquette” must persist. Remember that you are in a place for the rewards and excitement of learning which does not include descent to personal attacks or student attempts to stifle the Forum of others.

- **Technology Limitations:** While you should feel free to explore the full-range of creative composition in your formal papers, keep e-mail layouts simple. The Sakai classroom may not fully support MIME or HTML encoded messages, which means that bold face, italics, underlining, and a variety of color-coding or other visual effects will not translate in your e-mail messages.
- **Humor Note:** Despite the best of intentions, jokes and especially satire can easily get lost or taken seriously. If you feel the need for humor, you may wish to add “emoticons” to help alert your readers: ;-), :), ☺

Disability Accommodations

This institution complies with the Americans with Disabilities Act, Section 504 of the Rehabilitation Act, and state and local requirements regarding students with disabilities. Accommodations will be provided to qualified students with disabilities in compliance with federal and state regulations. Students should contact the DSA Officer at DSA@apus.edu with any questions regarding disability accommodations and steps to requesting disability accommodations. Additional information on disability accommodations can be found in the [APUS Student Handbook](#).

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Online Library

The Online Library is available to enrolled students and faculty from inside the electronic campus. This is your starting point for access to online books, subscription periodicals, and Web resources that are designed to support your classes and generally not available through search engines on the open Web. In addition, the Online Library provides access to special learning resources, which the University has contracted to assist with your studies. Questions can be directed to librarian@apus.edu.

- **Charles Town Library and Inter Library Loan:** The University maintains a special library with a limited number of supporting volumes, collection of our professors' publication, and services to search and borrow research books and articles from other libraries.
- **Electronic Books:** You can use the online library to uncover and download over 50,000 titles, which have been scanned and made available in electronic format.
- **Electronic Journals:** The University provides access to over 12,000 journals, which are available in electronic form and only through limited subscription services.
- **Tutor.com:** AMU and APU Civilian & Coast Guard students are eligible for 10 free hours of tutoring provided by APUS. Tutor.com connects you with a professional tutor online 24/7 to provide help with assignments, studying, test prep, resume writing, and more. Tutor.com is tutoring the way it was meant to be. You get expert tutoring whenever you need help, and you work one-to-one with your tutor in your online classroom on your specific problem until it is done.

Request a Library Guide for your course (<http://apus.libguides.com/index.php>)

The AMU/APU Library Guides provide access to collections of trusted sites on the Open Web and licensed resources on the Deep Web. The following are specially tailored for academic research at APUS:

- Program Portals contain topical and methodological resources to help launch general research in the degree program. To locate, search by department name, or navigate by school.
- Course Lib-Guides narrow the focus to relevant resources for the corresponding course. To locate, search by class code (e.g., SOCI111), or class name.

If a guide you need is not available yet, please email the APUS Library: librarian@apus.edu.

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