



# **ATROCITIES ON TRIAL**

**Historical Perspectives on the Politics  
of Prosecuting War Crimes Edited by  
Patricia Heberer and Jürgen Matthäus**

Published in association with the United States Holocaust Memorial Museum



# Atrocities On Trial Historical Perspectives On The Politics Of Prosecuting War Crimes

**Nate Hendley**



## **Atrocities On Trial Historical Perspectives On The Politics Of Prosecuting War Crimes:**

Atrocities on Trial Patricia Heberer, Jürgen Matthäus, 2008 These essays are organised into four sections dealing with the history of war crime trials from Weimar Germany to just after World War II the sometimes diverging Allied attempts to come to terms with the Nazi concentration camp system the ability of postwar societies to confront war crimes of the past and the legacy of war crime trials

Atrocities on Trial Patricia Heberer, Jürgen Matthäus, 2008-04-01 These essays are organised into four sections dealing with the history of war crime trials from Weimar Germany to just after World War II the sometimes diverging Allied attempts to come to terms with the Nazi concentration camp system the ability of postwar societies to confront war crimes of the past and the legacy of war crime trials

Prosecuting International Crimes: A Multidisciplinary Approach Bartłomiej Krzan, 2016-07-11 The volume edited by Bartłomiej Krzan offers different perspectives on the prosecution of international crimes The analyses contained therein reflect different backgrounds mainly legal combining several disciplines and making it a multidisciplinary study The main but definitely not the exclusive point of reference is that of international law In addition other perspectives those of legal history or sociology of law and obviously the one of criminal law both substantive and procedural provide useful alternatives or in most occasions complementary approaches to the examination of the prosecution of international crimes The book combines different views backgrounds and underlying assumptions But gathered together they it is to be hoped shed some additional useful light that might be helpful for identifying new dimensions of the reaction judicial or other towards international crimes Contributors Władysław Czapliński Patrycja Grzebyk Witold Jakimko Wojciech Jasiński David Kohout Karolina Kremens Bartłomiej Krzan Krzysztof Maso Neringa Mickevičiūtė Robert Uerpmann Wittzack Regina Valutytė Karolina Wierczyńska Joachim Wolf Loammi Wolf and Justinas ilinskas

India in the Second World War Diya Gupta, 2023-05-02 In 1940s India revolutionary and nationalistic feeling surged against colonial subjecthood and imperial war Two and a half million men from undivided India served the British during the Second World War while 3 million civilians were killed by the war induced Bengal Famine and Indian National Army soldiers fought against the British for Indian independence This captivating new history shines a spotlight on emotions as a way of unearthing these troubled and contested experiences exposing the personal as political Diya Gupta draws upon photographs letters memoirs novels poetry and philosophical essays in both English and Bengali languages to weave a compelling tapestry of emotions felt by Indians in service and at home during the war She brings to life an unknown sepoy in the Middle East yearning for home and anti fascist activist Tara Ali Baig a disillusioned doctor on the Burma frontline and Sukanta Bhattacharya's modernist poetry of hunger Mulk Raj Anand's revolutionary home front and Rabindranath Tagore's critique of civilisation This vivid book recovers a truly global history of the Second World War revealing the crucial importance of cultural approaches in challenging a traditional focus on the wartime experiences of European populations Seen through Indian eyes this conflict is no longer the good war

**The Politics of Reparations and Apologies** Stephanie

Wolfe, 2013-11-21 *The Politics of Reparations and Apologies* examines the evolution and dynamics of reparation politics and justice. The volume introduces the key concepts, theories, and terms associated with social movements and in particular the redress and reparation movement. Drawing from RRM cases that have their foundation in World War II: the German genocides, the United States internments, and the Japanese comfort women system, the volume explores each case study's relative success or failure in achieving its goals and argues that there are overarching trends that can explain success and failure more generally in the RRM movement. Using the backdrop of international criminal law and normative concepts of reparations, the volume establishes and analyzes the roles of reparations and apologies in obtaining transitional justice. In each case study, there is a detailed rundown of the political actions that were attempted to obtain redress and reparation for the victims, of how successful the attempts were, and of the crucial factors which influenced the relative success or failure. Crucially, the volume offers a comparative framework of the actions that contribute to a successful outcome for transitional justice. With the increasing normative expectation of justice in post-conflict situations, this volume is a valuable resource for researchers in international affairs, human rights, political science, and conflict studies. [Nazi Collaborators on Trial during the Cold War](#)

Richards Plavnieks, 2017-09-11 This book is a study of the legal reckoning with the crimes of the Latvian Auxiliary Security Police and its political dimensions in the Soviet Union, West and East Germany, and the United States in the context of the Cold War. Decades of work by prosecutors have established the facts of Latvian collaboration with the Nazis during the Holocaust. No group made a deeper mark in the annals of atrocity than the men of the so-called Arajs Kommando and their leader Viktors Arjaks who killed tens of thousands of Jews on Latvian soil and participated in every aspect of the Holocaust by Bullets. This study also has significance for coming to terms with Latvia's encounter with Nazism, a process that was stunted and distorted by Latvia's domination by the USSR until 1991. Examining the country's most notorious killers, their fates on both sides of the Iron Curtain, and contemporary Latvians' responses in different political contexts, this volume is a record of the earliest phases of this process, which must now continue, and to which this book contributes. **Hiding in Plain Sight**

Eric Stover, Victor Peskin, Alexa Koenig, 2016 *Hiding in Plain Sight* tells the story of the global effort to apprehend the world's most wanted fugitives. Beginning with the flight of tens of thousands of Nazi war criminals and their collaborators after World War II, then moving on to the question of justice following the recent Balkan wars and the Rwandan genocide, and ending with the establishment of the International Criminal Court and America's pursuit of suspected terrorists in the aftermath of 9/11, the book explores the range of diplomatic and military strategies, both successful and unsuccessful, that states and international courts have adopted to pursue and capture war crimes suspects. It is a story fraught with broken promises, backroom politics, ethical dilemmas, and daring escapades, all in the name of international justice and human rights. *Hiding in Plain Sight* is a companion book to the public television documentary *Dead Reckoning: Postwar Justice from World War II to The War on Terror*. For more information about the documentary, visit [www.saybrookproductions.com](http://www.saybrookproductions.com). For

information about the Human Rights Center visit [hrc.berkeley.edu](http://hrc.berkeley.edu)      **Terror Flyers** Kevin T Hall, 2021-01-19 *Terror Flyers* examines the lynch justice Lynchjustiz committed against American airmen in Nazi Germany during World War II Using engaging first person accounts of downed pilots as well as previously unused primary sources *Terror Flyers* challenges the notion that such lynchings were exclusively the domain of Nazi party officials and soldiers New evidence reveals ordinary German people executed Lynchjustiz as well Initially occurring as a spontaneous reaction to the devastation of the Allied air campaign against the cities of the Third Reich Lynchjustiz offered the Nazi regime a unique propaganda opportunity to harness the outrage of the German population Fueled by inspiration from America s own history of the lynching of African Americans Nazi propaganda exploited the very same imagery found in US publications to escalate the anger of the German people Drawing heavily on the accounts of the downed airmen themselves testimonies from the flyer trials held in Dachau during 1945-48 and rarely seen Nazi propaganda *Terror Flyers* offers a new narrative of this previously overlooked aspect of the Allied campaign in Europe and suggests that at least 3 000 cases of lynch justice likely occurred between 1943 and 1945

Human Medical Research Jan Schildmann, Verena Sandow, Oliver Rauprich, Jochen Vollmann, 2012-03-12 Medical research involving human subjects has contributed to considerable advancements in our knowledge and to medical benefits At the same time the development of new technologies as well as further globalisation of medical research raises questions that require the attention of researchers from a range of disciplines This book gathers the contributions of researchers from nine different countries who analyse recent developments in medical research from ethical historical legal and socio cultural perspectives In addition to reflections on innovations in science such as genetic databases and the concept of targeted therapy the book also includes analyses regarding the ethico legal regulation of new technologies such as human tissue banking or the handling of genetic information potentially relevant for participants in medical research Country and culture specific aspects that are relevant to human medical research from a global perspective also play a part The value of multi and interdisciplinary analysis that includes the perspectives of scholars from normative and empirical disciplines is a shared premise of each contribution      **The Betrayal** Kim Christian Priemel, 2018-05-17 At the end of World War II the Allies faced a threefold challenge how to punish perpetrators of appalling crimes for which the categories of genocide and crimes against humanity had to be coined how to explain that these had been committed by Germany of all nations and how to reform Germans The Allied answer to this conundrum was the application of historical reasoning to legal procedure In the thirteen Nuremberg trials held between 1945 and 1949 and in corresponding cases elsewhere a concerted effort was made to punish key perpetrators while at the same time providing a complex analysis of the Nazi state and German history Building on a long debate about Germany s divergence from a presumed Western path of development Allied prosecutors sketched a historical trajectory which had led Germany to betray the Western model Historical reasoning both accounted for the moral breakdown of a civilised nation and rendered plausible arguments that this had indeed been a collective failure rather than one of a

small criminal clique The prosecutors therefore carefully laid out how institutions such as private enterprise academic science the military or bureaucracy which looked ostensibly similar to their opposite numbers in the Allied nations had been corrupted in Germany even before Hitler's rise to power While the argument depending on individual protagonists subject matters and contexts met with uneven success in court it offered a final twist which was of obvious appeal in the Cold War to come if Germany had lost its way it could still be brought back into the Western fold The first comprehensive study of the Nuremberg trials The Betrayal thus also explores how history underpins transitional trials as we encounter them in today's courtrooms from Arusha to The Hague

War Crimes Steven P. Remy, 2023-06-29 This book is a concise and accessible introduction to the problem of war crimes in modern history emphasizing the development of laws aimed at regulating the conduct of armed conflict developed from the 19th century to the present Bringing together multiple strands of recent research in history political science and law the book starts with an overview of the attempts across the pre modern world to regulate the initiation conduct and outcomes of war It then presents a survey of the legal revolution of the 19th century when amidst a global welter of colonial wars the first body of formal codes and laws relating to distinguishing legal from criminal conduct in war was developed Further chapters investigate failed but influential attempts to develop the laws of war in the post World War I period and summarize the major landmarks in international law related to war crimes such as the Hague conventions and the Nuremberg and Tokyo trials as well as hundreds of lesser known post World War II trials in Europe and Asia It also looks at the origins and debated significance of the Genocide Convention of 1948 and the 1949 Geneva Conventions accounts for the acceleration worldwide of war crimes investigations and trials from the 1970s into the 2000s and summarizes current thinking about international law and the rapidly changing nature of warfare worldwide as well as the memorialization of war crimes Including images documents a bibliography highlighting the most recent scholarship a chronology who's who and a glossary this is the perfect introduction for those wishing to understand the complex field of war crimes history and its politics

*Transitional Justice in Rwanda* Gerald Gahima, 2013 Transitional Justice in Rwanda Accountability for Atrocity comprehensively analyzes the full range of the transitional justice processes undertaken for the Rwandan genocide Drawing on the author's extensive professional experience as the principal justice policy maker and the leading law enforcement officer in Rwanda from 1996-2003 the book provides an in depth analysis of the social political and legal challenges faced by Rwanda in the aftermath of the genocide and the aspirations and legacy of transitional justice The book explores the role played by the accountability processes not just in pursuing accountability but also in shaping the reconstruction of Rwanda's institutions of democratic governance and political reconciliation Central to this exploration will be the examination of whether or not transitional justice in Rwanda has contributed to a foundational rule of law reform process While recognizing the necessity of pursuing accountability for mass atrocity the book argues that a maximal approach to accountability for genocide may undermine the promotion of core objectives of transitional justice Taking on one

of the key questions facing practitioners and scholars of transitional justice today the book suggests that the pursuit of mass accountability particularly where socio economic resources and legal capacity is limited may destabilize the process of rule of law reform endangering core human rights norms Moreover the book suggests that pursuing a strategy of mass accountability may undermine the process of democratic transition particularly in a context where impunity for crimes committed by the victors of armed conflicts persists Highlighting the ongoing democratic deficit in Rwanda and resulting political instability in the Great Lakes region the book argues that the effectiveness of transitional justice ultimately hinges on the nature and success of political transition **Presidential Accountability in Wartime** Stuart Streichler, 2023-11-16

The American presidency has long tested the capacity of the system of checks and balances to constrain executive power especially in times of war While scholars have examined presidents starting military conflicts without congressional authorization or infringing on civil liberties in the name of national security Stuart Streichler focuses on the conduct of hostilities Using the treatment of war on terror detainees under President George W Bush as a case study he integrates international humanitarian law into a constitutional analysis of the repercussions of presidential war powers for human rights around the world Putting President Bush's actions in a wider context Presidential Accountability in Wartime begins with a historical survey of the laws of war with particular emphasis on the 1949 Geneva Conventions and the Nuremberg Tribunal Streichler then reconstructs the decision making process that led to the president's approval of interrogation methods that violated Geneva's mandate to treat wartime captives humanely While taking note of various accountability options from within the executive branch to the International Criminal Court the book illustrates the challenge in holding presidents personally responsible for violating the laws of war through an in depth analysis of the actions taken by Congress the Supreme Court and the public in response In doing so this book not only raises questions about whether international humanitarian law can moderate wartime presidential behavior but also about the character of the presidency and the American constitutional system of government Seeking Accountability for Nazi and War Crimes in East and Central

Europe Irina Tcherneva, Vanessa Voisin, Eric Le Bourhis, 2022 The thirst for post World War II justice transcended the Cold War and mobilized diverse social groups This is a story of their multilayered and at times conflictual interactions In this edited collection sixteen historians develop a new approach to the trials against persons accused of war crimes and mass murder in Europe during the ascendancy of Nazism and the Second World War 1933 1945 Focusing on the social aspects of the demand for justice and making use of previously underexploited local and international sources contributors put to the test the notion of show trials and explore a range of judicial and political cultures from Germany to the Soviet Union Essays uncover the expectations around accountability and forms of mobilization on the part of a range of citizens involved in the trials survivors witnesses perpetrators Nazi hunters and civic activists In addition to the perspective of these citizens contributors invoke the expertise of reporters filmmakers historians investigators and prosecutors who shaped public

representations of justice These shaping efforts the authors show often supported the desire of political authorities to benefit from the publicity of the trials and to contain the spontaneous dissemination of information The book s close examination of interactions between citizens and authorities thus demonstrates the extent and limits of what might be called a coproduction of justice in the process shedding light on the interdependence between historical knowledge and legal prosecution of mass crimes

*The Holocaust and Soviet War Crimes Trials in the Cold War Context* Gintarė Malinauskaitė, 2024-02-23 This volume aims to offer a fresh perspective towards the evaluation of Soviet war crimes trials of Holocaust perpetrators their representation through various means of media and their reception in the context of the Cold War By examining the 1964 Klaipėda war crimes trial in Soviet Lithuania through a microhistorical perspective the book explores the history of the second wave of Soviet justice in the 1960s It attempts to offer insight not only into how this Soviet war crimes trial was initiated and investigated but also into how it was presented in the courtroom and channeled through the media for publicity The book argues that the war crimes trials conducted by the Soviet Lithuanian judiciary can be on one hand perceived as an intrinsic element of Soviet ideological propaganda and on the other viewed as an alternative space for disclosing memories of the mass murder of Jews offering an opposing perspective to the official Soviet politics of memory Intended for both an academic audience and the general public this volume unveils an intertwined compilation of Soviet legal history politics of retribution memory and media during the Thaw period

*A Companion to the Holocaust* Simone Gigliotti, Hilary Earl, 2020-06-02 Provides a cutting edge nuanced and multi disciplinary picture of the Holocaust from local transnational continental and global perspectives Holocaust Studies is a dynamic field that encompasses discussions on human behavior extremity and moral action A diverse range of disciplines history philosophy literature social psychology anthropology geography amongst others continue to make important contributions to its scholarship *A Companion to the Holocaust* provides exciting commentaries on current and emerging debates and identifies new connections for research The text incorporates new language geographies and approaches to address the precursors of the Holocaust and examine its global consequences A team of international contributors provides insightful and sophisticated analyses of current trends in Holocaust research that go far beyond common conceptions of the Holocaust s causes unfolding and impact Scholars draw on their original research to interpret current agenda setting historical and historiographical debates on the Holocaust Six broad sections cover wide ranging topics such as new debates about Nazi perpetrators arguments about the causes and places of persecution of Jews in Germany and Europe and Jewish and non Jewish responses to it the use of forced labor in the German war economy representations of the Holocaust witness and many others A masterful framing chapter sets the direction and tone of each section s themes Comprising over thirty essays this important addition to Holocaust studies Offers a remarkable compendium of systematic comparative and precise analyses Covers areas and topics not included in any other companion of its type Examines the ongoing cultural social and political legacies of the Holocaust Includes discussions on



non European and non Western geographies inter ethnic tensions and violence A Companion to the Holocaust is an essential resource for students and scholars of European German genocide colonial and Jewish history as well as those in the general humanities

**Atrocity on the Atlantic** Nate Hendley, 2024-02-13 Finalist 2025 Brass Knuckles Award for Best Nonfiction Crime Book Honourable Mention Keith Matthews Best Book Award presented by Canadian Nautical Research Society How a German submarine sank a Canadian military hospital ship during the First World War and sparked outrage On the evening of June 27 1918 the Llandovery Castle an unarmed clearly marked hospital ship used by the Canadian military was torpedoed off the Irish Coast by U Boat 86 a German submarine Sinking a hospital ship violated international law To conceal his actions the U 86 commander had a submarine deck gun fire on survivors One lifeboat escaped with witnesses to the atrocity Global outrage over the attack ensued The incident became a pivotal case at the Leipzig War Crimes Trials an attempt to establish justice after the Great War ended The Llandovery Castle trial resulted in a historic legal precedent that guided subsequent war crimes prosecutions at Nuremberg and elsewhere Atrocity on the Atlantic explores the ship s sinking the people impacted by the attack and the reasons why this wartime atrocity was largely forgotten

**Forgotten Trials of the Holocaust** Michael J Bazyler, Frank M Tuerkheimer, 2014-10-10 Legal scholars shed light on the enormous impact of the Holocaust through analysis of ten important yet underreported Nazi trials In the wake of the Second World War the Allies faced the dilemma of how to respond to the unimaginable crime of the Holocaust Even in an ideal world it would have been impossible to bring all the perpetrators to trial Nevertheless an attempt was made to prosecute some This book uncovers ten forgotten trials of the Holocaust selected from the many Nazi trials that have taken place over the decades It showcases how perpetrators of the Holocaust were dealt with in courtrooms around the world revealing the different strategies of trial lawyers and the concerns and decision of various judges Forgotten Trials of the Holocaust provides a graphic picture of the genocidal campaign against the Jews through eyewitness testimony and incriminating documents It then traces how these trials factored into or were omitted from the formation of our public memory concerning the Holocaust

*Reassessing the Nuremberg Military Tribunals* Kim C. Priemel, Alexa Stiller, 2012-08-01 For decades the history of the US Military Tribunals at Nuremberg NMT has been eclipsed by the first Nuremberg trial the International Military Tribunal or IMT The dominant interpretation neatly summarized in the ubiquitous formula of Subsequent Trials ignores the unique historical and legal character of the NMT trials which differed significantly from that of their predecessor The NMT trials marked a decisive shift both in terms of analysis of the Third Reich and conceptualization of international criminal law This volume is the first comprehensive examination of the NMT and brings together diverse perspectives from the fields of law history and political science exploring the genesis impact and legacy of the twelve Military Tribunals held at Nuremberg between 1946 and 1949

*The Palgrave Handbook of State-Sponsored History After 1945* Berber Bevernage, Nico Wouters, 2018-02-03 This handbook provides the first systematic integrated analysis of the role that states or state actors play in the construction of

history and public memory after 1945 The book focuses on many different forms of state sponsored history including memory laws monuments and memorials state archives science policies history in schools truth commissions historical expert commissions the use of history in courts and tribunals etc The handbook contributes to the study of history and public memory by combining elements of state focused research in separate fields of study By looking at the state s memorialising capacities the book introduces an analytical perspective that is not often found in classical studies of the state The handbook has a broad geographical focus and analyses cases from different regions around the world The volume mainly tackles democratic contexts although dictatorial regimes are not excluded

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