

Miriam Gur-Arye - PUBLICATIONS

Book

1. *ACTIO LIBERA IN CAUSA* IN CRIMINAL LAW, (Harry Sacher Institute, Hebrew University, Jerusalem 1984) 103 pp. (in English)

Guest Editor - Special Journal Issues

2. A Written Academic Symposium on the Report of the Commission of Inquiry into the Methods of Investigation of the General Security Service Regarding Hostile Terrorist Activity, 23 ISRAEL LAW REVIEW (1989).
3. Human Dignity: German Israeli Perspectives, (with Thomas Weigend) 44 (1-2) ISRAEL LAW REVIEW (2011)
4. Fundamentals of Criminal Law: Responsibility and Blame by Andrew Simester, 23(1) JERUSALEM REVIEW OF LEGAL STUDIES (2021)

Encyclopedia Entries

5. Duress, ELGAR ENCYCLOPEDIA OF CRIMINAL LAW forthcoming Spring 2023
6. Consent in the Criminal Law, ELGAR ENCYCLOPEDIA OF COMPARATIVE LAW, forthcoming Spring 2023
7. Criminal Law, to be included in THE HEBREW ENCYCLOPEDIA (new edition on line) (Hebrew).

Articles

8. On Impossible Attempts, Intuitions and Legality in Criminal Law – Following Leave for Criminal Appeal 2220/16 Mor-Yosef V. The State of Israel, JUSTICE MIRIAM NAOR MEMORIAL BOOK, 419-438 (Aharon Barak, Daphne Barak-Erez, Michal Gal, Ronen Polliack, Avishalom Westreich, Stav Cohen eds. 2023) (Hebrew)
9. Human Rights and Criminal Law: From Beccaria's *On Crimes and Punishments* to Modern Criminal Law, in RE-READING BECCARIA, 237-252 (Antje du Bois-Pedain and Shachar Eldar eds., Oxford: Hart Publishing, 2022)
10. Puttive Self-Defence, JUSTICE EDNA ARBEL JUBILEE VOLUME, 153-170 (2022) (in Hebrew)
11. Solidarity, Religious Freedom and Covid-19 – The Case of the Ultra-orthodox Sects in Israel (with Sharon Shakargy), 2021(2) Netherlands Journal of Legal Philosophy (2021)

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14. Human Rights and Substantive Criminal Law 50(3) MISHPATIM (HEBREW UNIVERSITY LAW REVIEW), 759-799 (2021) (in Hebrew)
15. Boundaries of Criminal Liability: Participation in Crime, reparatory Offences and Omissions -Book Review of *Core Concepts in Criminal Law and Criminal Justice, Anglo-German Dialogues*, forthcoming 53(3) ISR. L. REV (2020),
16. What's between 'synergy between brain and body movements' and intent, and when murder doesn't reflect a 'serious degree of culpability', 276 THE PUBLIC DEFENDER JOURNAL, 4-11 (2020)
17. Social Solidarity and Sentencing Disparities between Ethnic Groups: The Case of Hit-and-Run Traffic Offenses (with Roni Factor) 17(1) JOURNAL OF EMPIRICAL LEGAL STUDIES 164–185, (March 2020) DOI:10.1111/jels.12245
18. Taking Internationalism Seriously: Why Criminal Law Matters? (with Alon Harel), Kevin Heller, Frédéric Mégret, Sarah Nouwen, Jens Ohlin, and Darryl Robinson eds, OXFORD HANDBOOK OF INTERNATIONAL CRIMINAL LAW, 215-237 (Jens David Ohlin, ed.,) (OUP. 2010)
19. Public Wrongs as a Violation of Human Rights, 18(1) JERUSALEM REVIEW OF LEGAL STUDIES, pp. 1–15 (2018)
20. The Legitimacy of Judicial Responses to Moral Panic: Perceived vs. Normative Legitimacy, 37(2) CRIMINAL JUSTICE ETHICS (2018)
(to be viewed at <https://www.tandfonline.com/eprint/e8mFaBVATbFhjg8Sw3Tu/full>)
21. Human Dignity, Human Rights and the Criminal Law – The Israeli Perspective, in HUMAN DIGNITY AND CRIMINAL LAW, at 157-170 (Eric Hilgendorf & Mordechai Kremnitzer eds.,2018)
22. The Impact of Moral Panic on the criminal Justice System – Implications and Challenges" in JUSTICE IN THE LEGAL SYSTEM? CRIMINAL LAW AND CRIMINAL PROCEDURE IN ISRAEL: PROBLEMS AND CHALLENGES, at 361-392 (Alon Hare ed., 2017) (Hebrew)

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24. [Encyclopedia](#) Entry: "Criminal Law" to be included in THE HEBREW ENCYCLOPEDIA (new edition on line) (Hebrew).
25. Moral Panic re Hit-and-Run Traffic Offenses – Israel 2002-2011, EDMOND LEVI FESTSCHRIFT (Ohad Gordon ed. 2017) (Hebrew)
26. "Conflict of Laws in Criminal Law: Duress under International Criminal Law as a Test Case", ESSAYS ON LAW IN HONOR OF AVIGDOR LEVONTIN, 477-498 (Celia Wasserstein Fassberg, Barak Medina, Joshua Weisman eds., 2013) (Hebrew)
27. Moral Panic and Political Corruption: The Expansion of the Criminal Offence of Breach of Public Trust over Disciplinary and Ethical Areas, 16 MISHPAT VE'ASAKIM (LAW AND BUSINESS) (2013) (Hebrew)
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38. [The Impact of the Constitutional Revolution on Substantive Criminal Law](#), in THE JUDICIAL LEGACY OF AHARON BARAK, 325-349 (Celia Wasserstein Fassberg, Barak Medina, Eyal Zamir, eds., 2009) (Hebrew)
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49. The Implications of Israel's New Basic Laws Concerning Human Rights for Criminal Law: Deviations from the Requirement of *Mens Rea*", 13 BAR-ILAN LAW STUDIES 129-138 (1996) (Hebrew)
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