

---

# Contents

---

<i>List of contributors</i>	vii
<i>Foreword</i> William Schabas	xiv

Introduction – Researching transitional justice: The highs, the lows and the expansion of the field	1
<i>Cheryl Lawther and Luke Moffett</i>	

## PART I THE CONCEPT(S) OF TRANSITIONAL JUSTICE

1 The development of transitional justice	11
<i>Joanna R. Quinn</i>	
2 The time and space of transitional justice	34
<i>Thomas Obel Hansen</i>	
3 Transitional justice and critique	52
<i>Catherine Turner</i>	
4 Transitional justice's impact on rule of law: Symbol or substance?	74
<i>Padraig McAuliffe</i>	
5 Transitional justice and human rights	95
<i>Frédéric Mégret and Raphael Vagliano</i>	
6 Transitional justice and gender	117
<i>Catherine O'Rourke</i>	
7 Transitional justice and 'local' justice	142
<i>Dustin N. Sharp</i>	
8 Transitional justice and development	159
<i>Peter J. Dixon</i>	

## PART II THE ACTORS OF TRANSITIONAL JUSTICE

9 The United Nations and transitional justice	185
<i>Alison Davidian and Emily Kenney</i>	
10 The role of international NGOs in the emergence of transitional justice: A case study of the International Center for Transitional Justice	202
<i>Sara Dezalay</i>	
11 The role of local civil society in transitional justice	221
<i>Hugo van der Merwe and Maya Schkolne</i>	
12 Transitional justice and the 'plight' of victimhood	244
<i>Laurel E. Fletcher and Harvey M. Weinstein</i>	
13 Art and transitional justice: The 'infinite incompleteness' of transition	267
<i>Andrea Breslin</i>	

- 14 Media and transitional justice: A dream of symbiosis in a troubled relationship 286  
*Refik Hodzic and David Tolbert*

### PART III THE MECHANISMS OF TRANSITIONAL JUSTICE

- 15 The International Criminal Court: In the interests of transitional justice? 305  
*James Gallen*
- 16 Transitional justice and the end of impunity: Hybrid tribunals 328  
*Aaron Fichtelberg*
- 17 Transitional justice and truth commissions 342  
*Cheryl Lawther*
- 18 Transitional justice and amnesties 358  
*Tom Hadden*
- 19 Transitional justice and reparations: Remediating the past? 377  
*Luke Moffett*
- 20 Contributions of international commissions of inquiry to transitional justice 401  
*Catherine Harwood*
- 21 Transitional justice: Vetting and lustration 424  
*Cynthia M. Horne*

### PART IV THE PRACTICE OF TRANSITIONAL JUSTICE

- 22 Guatemala: Lessons for transitional justice 445  
*Naomi Roht-Arriaza*
- 23 Pursuing retributive and reparative justice within Cambodia 466  
*Rachel Killean*
- 24 Transitional justice and the case of Palestine 488  
*Brendan Ciarán Browne*
- 25 Transitional justice in Central and Eastern Europe 508  
*Lavinia Stan*

- Index* 531