The goal of improving public health involves the use of different tools, with the law being one way to influence the activities of institutions and individuals. Of the regulatory mechanisms afforded by law to achieve this end, criminal law remains a perennial mechanism to delimit the scope of individual and group conduct. However, criminal law may promote or hinder public health goals, and its use raises a number of complex questions that merit exploration.

This examination of the interface between criminal law and public health brings together international experts from a variety of disciplines, including law, criminology, public health, philosophy and health policy, in order to examine the theoretical and practical implications of using criminal law to improve public health.

A. M. Viens is Lecturer in Law at the University of Southampton. He is also a Research Fellow at the Institute for Medical Ethics and History of Medicine, Ruhr-University Bochum.

John Coggon is Reader in Law at the University of Southampton.

Anthony S. Kessel is Director of Public Health Strategy for Public Health England. He is also an Honorary Professor at the London School of Hygiene and Tropical Medicine.
Cambridge Bioethics and Law

This series of books was founded by Cambridge University Press with Alexander McCall Smith as its first editor in 2003. It focuses on the law's complex and troubled relationship with medicine across both the developed and the developing world. Since the early 1990s, we have seen in many countries increasing resort to the courts by dissatisfied patients and a growing use of the courts to attempt to resolve intractable ethical dilemmas. At the same time, legislatures across the world have struggled to address the questions posed by both the successes and the failures of modern medicine, while international organisations such as the WHO and UNESCO now regularly address issues of medical law.

It follows that we would expect ethical and policy questions to be integral to the analysis of the legal issues discussed in this series. The series responds to the high profile of medical law in universities, in legal and medical practice, as well as in public and political affairs. We seek to reflect the evidence that many major health-related policy debates in the UK, Europe and the international community involve a strong medical law dimension. With that in mind, we seek to address how legal analysis might have a trans-jurisdictional and international relevance. Organ retention, embryonic stem cell research, physician assisted suicide and the allocation of resources to fund health care are but a few examples among many. The emphasis of this series is thus on matters of public concern and/or practical significance. We look for books that could make a difference to the development of medical law and enhance the role of medico-legal debate in policy circles. That is not to say that we lack interest in the important theoretical dimensions of the subject, but we aim to ensure that theoretical debate is grounded in the realities of how the law does and should interact with medicine and health care.

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Criminal Law, Philosophy and Public Health Practice

Edited by

A. M. Viens, John Coggon and Anthony S. Kessel
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Contributors

TIMOTHY A. AKERS is Professor of Public Health and Assistant Vice President for Research Innovation and Advocacy, Division of Research and Economic Development, Morgan State University.

ROGER BROWNSWORD is Professor of Law, Dickson Poon School of Law, King’s College London, and Honorary Professor in Law at the University of Sheffield.

JAMES CHALMERS is Regius Professor of Law, School of Law, University of Glasgow.

JOHN COGGON is Reader in Law, Southampton Law School, University of Southampton.

TRACEY ELLIOTT is Lecturer in Health Care Law, School of Law, University of Leicester.

DAVID P. FIDLER is James Louis Calamaras Professor of Law, Maurer School of Law, Indiana University Bloomington.

DOUGLAS N. HUSAK is Professor of Philosophy and Law, Department of Philosophy, Rutgers University.

ANTHONY S. KESSEL is Director of Public Health Strategy and Director of R&D and Responsible Officer, Public Health England, and Honorary Professor, London School of Hygiene & Tropical Medicine.

ZITA LAZZARINI is Associate Professor and Director, Division of Public Health Law and Bioethics, University of Connecticut School of Medicine, University of Connecticut Health Center.

ROBERT G. LEE is Chair in Environmental Law, Exeter Law School, University of Exeter.
List of contributors

JEAN V. MCHALE is Professor of Health Care Law and Director of the Centre for Health Law, Science and Policy, Birmingham Law School, University of Birmingham.

ROBERTO H. POTTER is Director of Research Partnerships and Chair, Department of Criminal Justice, College of Health and Public Affairs, University of Central Florida.

MARK STALLWORTHY is Professor of Environmental Law and Co-Director of the Centre for Environmental and Energy Law and Policy, School of Law, Swansea University.

A. M. VIENS is Lecturer in Law, Southampton Law School, University of Southampton, and Research Fellow, Institute for Medical Ethics & History of Medicine, Ruhr-University Bochum.

TOM WALKER is Senior Lecturer in Ethics, School of Politics, International Studies and Philosophy, Queen’s University Belfast.
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