

Name Index

- Abel, R. L., 2–3, 342
 Adams, J., 238, 245–246
 Afanas'ev, A. K., 239, 241
 Ahn, K., 89–91, 99
 Alexander I (Tsar), 239, 263
 Alexander II (Tsar), 239–240, 245, 254–255
 Alfini, J. J., 177
 Almeida, V., 4, 16, 25, 28–29
 Ames, A., 59–60, 131–132, 137, 138
 Amietta, S., 52, 59–60, 64, 214–215
 Anderson, K., 69–70
 Antrobus, E., 178
 Arlidge, A., 305
 Asimow, M., 159, 290
 Assante, A., 287
 Aubert, J. L., 221
- Bache, J., 145–146
 Bacon, P., 80
 Baderschneider, M. M. S., 166
 Bado, W., 12
 Baguley, C. M., 177, 178
 Bakrokar, D., 4, 25, 28–29
 Baldwin, A., 286–287
 Baldwin, J., 324
 Battenberg, F., 153
 Beachain, O. D., 261
 Beale, S. S., 290
 Belloch Julbe, J. A., 107, 109
 Belloubet, N., 225, 231
 Bennett, E. A., 175
 Bergoglio, M. I., 5, 26, 30, 47, 48, 64, 214–215
 Bermúdez Requena, J. M., 109
 Bernard, H. R., 201
 Bertrand, M. I., 178
 Bhat, G. N., 240
 Bilinski, M., 4, 25, 28–29, 37
 Binder, A. M., 29–30, 31
- Blagojevich, R., 295–296
 Blom-Cooper, L., 111–112
 Boatright, R. G., 301
 Bobrshchev-Pushkin, A. M., 240
 Borucka-Arctowa, M., 166–167
 Bott, J. P., 115–116
 Bouck, J. C., 175
 Bourlet, A., 226, 227
 Bowcott, O., 146
 Bracey, D., 332
 Bradney, A., 135–136, 137, 140–141
 Brafman, J., 223
 Brandeis, L., 32–33
 Brewer, N., 97, 181–182
 Bridges, L., 139, 140–141
 Brostoff, S., 232
 Browder, R. P., 245
 Buchwald, C., 166–167
 Bukov, V. A., 248
 Burchardt, U., 162, 163, 172–173
 Burd, K. A., 208–209, 326
 Burgess, P., 166–167
 Burgos Ladrón de Guevara, J., 107
 Burney, E., 137, 138
 Burston, K., 131–132, 137, 138
 Burton, M., 135–136, 137, 140–141
- Cafferata Nores, J., 33–34
 Caldeira, G. A., 58
 Cammiss, S., 135–136
 Campaner Muñoz, J., 120
 Campbell, L., 306–307
 Camps Ortiz, F., 120
 Cano Barrero, J., 107–108
 Cape, E., 265
 Capshaw, J., 287
 Carballo, M., 60
 Carlile A., 146–147

- Carter, L., 314–315
 Casanovas Romeu, P., 112
 Casper, G., 154, 163, 164, 172–173, 197–198
 Cavallero, R., 47
 Chan, J., 97
 Charrow, R. P., 177
 Charrow, V. R., 177
 Chayer, J., 27
 Chebyshev-Dmitriev, A. P., 243, 244
 Cheltsov-Bebutov, M. A., 239
 Chemerinsky, E., 290
 Chesterman, M., 97
 Chizik, N., 4, 25, 37
 Choi, S., 91–92, 95, 100, 101
 Clayton, L. D., 115–116
 Clough, J., 97, 179, 182
 Clover, C. J., 290–291
 Coelho, J. M., 42
 Coen, M., 111–112, 312, 313, 316–317, 318
 Cohen, J., 185
 Coleman, J., 177–178, 290
 Colvin, E., 327
 Comiskey, M., 10–11, 16, 174, 175–177, 178–179
 Constable, M., 2, 37
 Coons, J. V., 177–178
 Coote, A., 316–317
 Corby, S., 166–167
 Correa, F., 120
 Cownie, F., 135–136, 137, 140–141
 Cunningham, S. K., 135–136
 Curtis, M., 176, 177–178
 Cutler, B. L., 180
 Cyr, J. M., 59–60
- Daccache, Z., 299
 Daly, T., 111–112
 Damaška, M., 28, 308, 310–312
 Dambrot, M. R., 175
 Dann, B. M., 36, 181–182
 Danton, G., 245–246
 Darbyshire, P., 135–136, 137, 138, 139, 140, 143, 144, 145, 146, 149
 Davey, M., 295–296
 Davies, S., 131–132, 137, 138
 Davitashvili, G., 263
 De Charette, L., 223
 De la Cuadra, B., 119–120
 De Paul Velasco, P., 113
 De Vega Ruiz, J. A., 109–110
 Decklebaum, G., 180
 Deess, E. P., 49, 57, 83
 Delmas-Marty, M., 314–315
 Demichev, A. A., 238–239, 245
 Dempsey, J. L., 178–179
- Desnitskii, S. E., 239
 Devine, D. J., 115–116
 Diamond, S. S., 1, 4, 25, 31, 36, 37, 38, 39–40, 83, 144–145, 175, 177–178, 182, 270–271, 297, 301, 323, 324
 Doak, J., 111–112, 312, 316–317, 318
 Dobrovol'skaia, A., 79
 Dolidze, A., 263
 Domingo Monforte, J., 121
 Donoghue, J. C., 131–132, 138
 Donovan, J. M., 245–246
 Doran, S., 14–15, 309
 Douglas, K. S., 178–179
 Dudko, N. A., 249–250
 Duff, P., 305
 Duff, R. A., 313
 Duncan, P., 146
 Dünkel, F., 148
 Durançon, D., 230–231
 Dzhanshiev, G. A., 237, 238, 239, 240, 241
 Dzur, A. W., 53, 54
- Easton, D., 58
 Eda, S., 81–82
 Ede, T., 181, 182
 Edwards, J., 197
 Efremova, N. N., 239
 Egré, P., 225
 Eguchi, Mrs., 77–78
 Eisenberg, T., 39, 50, 53, 95–96, 97
 El Chapo, 294
 Elden, J. C., 213–214
 Elhart, R., 38
 Ellison, C., 39–40
 Ellsworth, P. C., 174, 299–300
 Elwork, A., 177
 Ely, C., 134, 141–142
 Emma, S., 69–70
 Eom, J.-S., 50–51, 54, 88–89, 91, 93, 95–96, 97, 98, 99, 101–102, 103–104
 Esmein, A., 244, 305–306, 315–316
 Esparza Leibar, I., 107, 111
 Espinoza, R. K. E., 177–178
 Espinoza Bonifaz, A. R., 121
 Estep, B., 134, 141–142
 Ewanation, L. A., 178–179
- Fairén Guillén, V., 119
 Farmer, L., 313
 Farrell, A., 50
 Faure, S., 224–225
 Ferguson, A. G., 238
 Ferguson, G., 175, 187
 Fernández, A., 42

- Ferrer, C., 48, 52
 Ferrer Ortiz, J., 109
 Fidalgo Gallardo, C., 109
 Finnegan, W., 294
 Fiva, H., 201–202
 Fletcher, G., 115–116
 Foglesong, T. S., 261–262, 264–265
 Foinitskii, I., 239–240, 242, 244
 Fonda, H., 16, 286
 Foote, D., 71, 81, 83
 Forest, E., 118–119
 Foss, A. B., 200
 Foss, M. T., 197, 199–200
 Freedman, D., 55
 Frydman, B., 229
 Fujita, M., 78
 Fukurai, H., 5, 69, 70–71, 78–80, 82, 88–89, 323–324
- Galanter, M., 342
 Gallagher, C., 312
 Garapon, A., 220
 Garcimartín Montero, R., 121
 Garibashvili, I., 261
 Gastil, J., 31, 38, 49, 57, 83
 Gaunt, R., 131–132, 137, 138
 Geens, K., 227, 228–229, 230, 231
 George V (King), 263
 Gerken, J., 163, 165, 172–173
 Germain, C., 13–14, 218, 219, 220, 222, 229, 232, 304, 305–306, 326, 343
 Gessen, I. V., 237, 240
 Gharibashvili, I., 269–270
 Gibb, F., 145–146
 Gibson, J. L., 58
 Giglio-Jacquemot, A., 81
 Gil Gimeno, C., 121
 Gilbert, K., 327–328
 Gimeno Sendra, V., 109–110
 Givelber, D., 50
 Gleadow, C., 108, 276–277
 Glöckner, A., 163, 164, 172–173
 Goffinon, J., 226, 227
 Goldbach, T., 49
 Golunskii, S. A., 246, 247
 Gómez Colomer, J. L., 109–110
 González, F., 107
 Goodman-Delahunty, J., 97, 174, 181, 182
 Gorphe, F., 307
 Gotō, S., 70–71
 Graham, J., 148
 Grande, E., 110, 305, 309–310
 Grant, B., 324
 Grant, M., 272
- Green, C., 134
 Green, T. A., 2, 342
 Greene, E., 174
 Grishchenko, A. V., 254
 Groscup, J. L., 120
 Grundy, C., 48
 Gruzenberg, M. O., 263–264
 Gullestad, M., 197–198
 Gupta, P., 265
- Haller, V., 134
 Hamada, S., 71
 Hamilton, A., 238
 Hamilton, K., 294
 Hampton, S., 97
 Han, I., 89–91, 99
 Han, P., 53–54
 Haney, C., 177–178
 Hannaford, P. L., 16–17, 95–96. *See also*
 Hannaford-Agor, P. L.
 Hannaford-Agor, P. L., 36, 38, 50, 53, 95–96, 97, 292, 295–296
 Hans, V. P., 1, 16–17, 18–19, 29, 31, 36, 37, 38, 39, 49, 50–51, 53, 57, 83, 88–89, 95–96, 97, 108, 110–111, 114, 115–116, 121, 181–182, 208–209, 219, 220, 222, 229, 292, 293, 295–296, 304, 305–306, 323, 324, 326, 343–344
 Hansen, F., 213–214
 Harfuch, A., 4, 25, 29, 31, 33, 35–36, 37, 38, 41
 Harvey, S., 181–182
 Hastie, R., 112–113, 297
 Haugerud, A., 197
 Hendler, E. S., 28–29, 30, 42, 47, 118–119
 Herbert, A., 135–136, 137
 Hernández, J. A., 118–119
 Herrmann, S., 27, 265–266
 Heuer, L., 97, 180–181
 Hillenkamp, T., 165
 Hirano, R., 69–70
 Hirayama, M., 74–75, 81–82
 Hodgson, J., 139, 140–141, 309–310
 Höland, A., 166–167
 Holvast, N., 138
 Hong, S., 96, 99, 100–101, 104
 Horan, J., 97
 Hough, M., 11–12, 14–15, 57, 60
 Howe, J., 238
 Howlin, N., 318
 Hurt, W., 287
 Huuse, C., 213–214
 Huxley-Binns, R., 143, 146, 148
 Huyghe, S., 223
 Hwang, B.-D., 88, 89, 90–91, 97, 98–99

- Iasel'skaia, V. V., 254
 Ibusuki, M., 83
 Igartúa Salaverria, J., 118–120
 Ii, T., 81
 Imuro, K., 70–71
 Iontcheva, J., 57, 65
 Isa, C., 69–70, 71, 72
 Ishimatsu, T., 72
 Istraty, V. V., 239
 Ito, M., 80

 Jackson, J., 14–15, 17–18, 238, 246–247, 253, 254, 255, 263, 270–271, 304, 305, 306–307, 308, 309–310, 311–312, 314, 317, 318, 325–326, 328, 329, 330, 342
 Jaconelli, J., 312
 Jacquin, J. B., 225
 Jarvis, L. L., 115–116
 Javakhishvili, I., 263
 Jebens, S. E., 315
 Jefferson, T., 238, 245–246
 Jellab, A., 81
 Jenkins, G., 178–179
 Jimeno-Bulnes, M., 6–7, 12, 107–108, 109, 110–111, 112–113, 118, 120, 121, 211, 288, 323–324, 326
 Jochelson, R., 178
 Johnson, D. T., 71, 81
 Jones, C. S., 176–177
 Jones, S. F., 264
 Jordal, P., 198–200
 Judge, I., 305
 Jung, M., 134

 Kage, R., 78
 Kakabadze, S., 263–264
 Kalven, H., Jr., 39, 50–51, 53, 62–63, 88–89, 95–96, 97, 115–116, 292, 294–295
 Kammholz, K., 155
 Kamožova, L. M., 249–250, 254
 Kassir, S. M., 293
 Katkov, M., 247
 Kawashima, T., 71–72
 Kaye, D. H., 181–182
 Keith, J., 131–132, 137, 138
 Kerensky, A. F., 245
 Kern, E., 153–154
 Kessler, G., 47
 Kikvadze, A., 263–264
 Kim, D. S., 89, 99–100
 Kim, J.-H., 98, 99, 101, 104
 Kim, M.-D., 98, 99, 101, 104
 Kim, R., 179–180
 Kim, S., 50–51, 54, 88–89, 91, 93, 95–96, 97, 98, 99–100, 101–102, 103–104

 King, T. A., 119–120
 Klaus, E., 163–164, 166–167, 172–173
 Kleinfeld, R., 265
 Knittel, E., 154–155
 Koch, A., 309
 Koch, G. G., 185
 Köcher, R., 156
 Koenig, D. M., 180
 Koni, A. F., 240
 Korff, D., 266
 Korotkikh, M. G., 239–240
 Koschmann, J. V., 71–72
 Kovalev, N., 14–15, 16, 17–18, 29, 237, 238, 240, 243–244, 245–247, 248, 249, 251, 252, 253, 254–255, 261–262, 263–264, 265–266, 269–271, 272–273, 276–277, 304, 305, 306, 307, 325–326, 327, 328, 329, 330, 342
 Kozak, D., 249
 Kozhevnikov, M. V., 246
 Kramer, G. P., 180
 Krausbeck, E., 166–167
 Krauss, D., 178–179
 Kritzer, H. M., 327–328, 329
 Kronenberger, F. R., 156, 172–173
 Kubicki, L., 166–167
 Kucherov, S., 247, 248
 Kühne, H.-H., 164, 172–173
 Kurata, T., 70–71
 Kutnjak Ivković, S., 1, 2, 18–19, 52–53, 88–89, 108, 145, 161, 166, 197–198, 323, 343–344
 Kwak, D., 89, 93, 94, 95, 98, 99–100, 104

 Lahav, A., 342
 Lamer, A., 175
 Landis, J. R., 185
 Landsberg, M., 163, 164, 172–173
 Landsman, S., 290
 Langbein, J. H., 342
 Langer, M., 17–18, 305, 314–315
 Lauer, A., 138
 Lautmann, R., 164
 Layton, M. L., 27
 Lederman, C., 229
 Lee, I.-G., 89, 98, 99, 101, 104
 Lee, J. S., 89–90
 Lee, M., 301
 Leib, E., 305
 Leigh, L., 265–266
 Leopold, A. D., 53
 Lekveishvili, M., 263
 Lembcke, O. W., 58
 Lemke, M., 162
 Lempert, R. O., 153, 306
 Lenaghan, J., 316–317

- Lenin, V., 245, 246, 247, 248
 Lennartz, O., 152, 153, 154, 161, 163, 165, 172–173
 Lerner, R. L., 342
 Letvik, T., 197
 Leveson, B., 318
 Levi, J. N., 177–178
 Levin, M., 70
 Levine, J. P., 53
 Lewis, P. S. C., 2–3, 342
 Lewis, S., 232
 Lieber, H., 152, 155, 156, 159, 160, 162, 163, 165,
 172–173
 Light, M., 263
 Lile-Hutz, A., 161, 165
 Lind, E. A., 162, 166
 Linkenheil, B., 161
 Lippke, R. L., 312, 317
 Lloyd-Bostock, S., 244, 324
 Lodge, M., 58
 Loftus, E. F., 174
 Logan, G., 36
 Lomsadze, G., 261–262, 263, 264
 Lorca Navarrete, A. M., 107–108, 111–112
 Lumet, S., 301
 Lundmark, T., 308–309
 Lynch, M., 177–178
 Lyon, D. R., 178–179

 MacCoun, R. J., 39–40
 MacDonald, D., 27
 Machura, S., 8, 9–10, 52–53, 57, 65, 131–132,
 133–134, 137, 145, 152–153, 155, 156, 159,
 160–161, 162, 163–164, 165, 166, 167,
 172–173, 215
 MacKay, R., 238
 MacKillop, K., 291–292
 MacKinnon, P., 178
 Macri, M., 29
 Madison, J., 245–246
 Madon, N. S., 134
 Maeder, E. M., 178–179
 Maier, J. B. J., 27–29
 Makharadze, L., 15, 269–270
 Makinen, J., 298
 Malsch, M., 138–139, 141, 145, 327
 Mangat, L., 294
 Mannheim, H., 315–316
 Marder, N. S., 1, 16–17, 19, 57, 65, 107, 112, 113, 114,
 115–116, 121, 176, 285, 288, 290, 294, 323, 324
 Marks, T., 232
 Marshall, S., 313
 Martin, J., 143, 146, 148
 Martín Ostos, J., 107
 Martín Pallín, J. A., 107–108

 Martínez Torró, J., 109
 Masser, B. M., 177
 Mathes, R., 155
 Mathisen, G., 208
 McConville, M., 139, 140–141, 324
 Mchedlishvili, Z., 269–270
 McKimmie, B. M., 142–143, 177, 178–179
 Meladze, G., 15, 16, 261, 265, 275, 276
 Mel'nik, V. V., 239
 Meshchersky, V., 240
 Michel, H., 166–167
 Mikhalkov, N., 297–298
 Millie, A., 140–141, 144
 Mittermaier, C., 309
 Miyazawa, S., 81–82
 Monnink, J., 178–179
 Montero Aroca, J., 111
 Moore, C., 148
 Moore, D., 286–287
 Morales, J., 53–54
 Mott, N. L., 36, 292, 295–296. *See also*
 Waters, N. L.
 Mottram, C., 131–132, 137, 138
 Munsterman, G. T., 16–17, 36, 50, 53, 95–96, 97,
 292, 295–296
 Murakami, S., 81–82
 Murphy, B., 36, 177–178, 182, 270–271, 297
 Murschetz, ao U.-P. M. D. V., 211
 Myers, E. R., 176–177
 Mytton, E., 275

 Nager, B. R., 238
 Namoradze, Z., 265
 Napoleon (Emperor), 226
 Nasonov, S., 14–15, 17–18, 237, 238, 241–244, 245,
 246, 248–249, 253–254, 263
 Nemytina, M. V., 238, 250
 Neuer, L., 224
 Newman, D., 140
 Nicholas II (Tsar), 245
 Nieland, R., 175
 Nikitinskii, L., 238, 254
 Nikolo, M., 274–275
 Niwayama, H., 70–71
 Nygard, L.-J., 210

 Odanaka, T., 72
 Offit, A., 12, 13, 197, 200, 201, 202–203
 Ogloff, J. R. P., 97, 176–177, 178–179, 181, 182
 Okropiridze, G., 269–270
 Olafson, K. M., 115–116
 Olsen, T., 198
 Olsson, S. V., 199
 Orias Arredondo, R., 50–51, 53–54

- Ortiz, A., 4, 25, 37
 Otegi Unanue, M., 12, 14–15, 118–119
- Paciocco, D. M., 270–271
 Pang, J.-H., 88
 Papadopoulos, I., 220
 Papuashvili, G., 264
 Parikh, S., 197
 Park, H.-H., 98, 99, 101, 104
 Park, J., 6, 50–51, 88–90, 91, 93, 95–96, 97, 98, 99, 101–102, 103–104, 323–324
 Park, K., 50–51, 54, 88–89, 91, 93, 95–96, 97, 98, 99, 101–102, 103–104
 Park, R. Y., 62, 63–65, 327
 Párraga, J., 53–54
 Pashin, S. A., 254
 Patry, M. W., 181–182
 Pavlovic, A., 139, 140–141
 Pedraz Penalva, 111–112
 Peller, W., 155
 Pellicer, S., 121
 Penn, W., 238
 Pennington, N., 112–113, 297
 Penrod, S. D., 97, 112–113, 180–182, 297
 Pérez Gil, J., 107
 Pérez-Cruz Martín, A. J., 107
 Pétain, P., 276–277
 Pfister, W., 159
 Phillips, R., 131–132, 137, 138
 Piacentini, L., 263
 Pisani, R., 55
 Pocar, F., 314–315
 Polese, A., 261
 Pomorski, S., 166–167
 Popjanevski, J., 265
 Popova, A. D., 247
 Porterie, S., 4, 25, 26–27, 31–32, 38, 39–41, 42, 121
 Power, T. J., 59–60
 Pradel, J., 221–222, 223, 225–226, 231
 Prager, I. G., 180
 Pratley, J., 97
 Pratt, J., 54
 Price, A. R., 121
 Pritchard, C. C., 177–178
 Provine, D. M., 206, 324
 Pruin, I., 148
 Purves, R., 55
 Putin, V., 237, 248, 249, 250–251
- Quigley, J., 343
 Quinn, C., 312
- Raeff, M., 239
 Raine, J. W., 137, 139, 144
 Raisse, T., 225
 Ramos Méndez, E., 112
 Rasehorn, T., 153, 164
 Rastello, C., 224
 Redon, M., 219, 221–222
 Reed, J. T., 238
 Régnard, C., 224
 Reichel, P. L., 331, 332, 343
 Reifman, A., 174
 Reiterer, M., 80
 Réju, E., 224–225
 Rennig, C., 9–10, 133–134, 152–154, 155, 159, 162, 163–164, 165, 172–173
 Ríos Patio, G., 121
 Roberts, J. V., 11–12, 14–15, 57, 60
 Roberts, P., 313–314
 Roberts, S., 310–311
 Robespierre, M., 245–246
 Robin-D’Cruz, C., 131–132
 Røed, R., 213–214
 Romano, A., 4, 25, 26–27, 31–32, 38, 39–41, 42, 121
 Rönnau, T., 152–153
 Rosanvallon, P., 58
 Rose, G., 176–177, 178
 Rose, M. R., 36, 39–40, 175, 177–178, 182, 270–271, 297, 323, 324
 Rose, R., 286, 288, 300
 Rossner, M., 142–143
 Rottluthner, H., 155
 Roudik, P., 197, 261
 Royal, P. J., 184
 Rundberget, A., 197, 200
 Rusca, B., 49
 Rüter, G., 159
 Ryan, A., 178–179
- Saakashvili, M., 261, 265–266
 Sala Paños, D., 121
 Salas, L., 219, 323
 Sales, B. D., 177
 Salinas, G., 265
 Salvat, X., 224
 Sandvær, H., 214
 Sanjurjo Rebollo, B., 109
 Sarkozy, N., 13, 223, 224
 Sarre, R., 142–143
 Saulny, S., 295–296
 Savaux, E., 221
 Scalise, A., 343–344
 Schauer, F., 310
 Scherr, C., 197
 Schmitt, B., 161

- Schuller, R. A., 178–179
 Schwab, S. J., 50, 53, 95–96, 97
 Schwikkard, P., 324
 Seitz, A., 179–180
 Sekihara, I., 70–71
 Semmler, C., 181–182
 Serra Domínguez, M., 111–112
 Severance, L. J., 174
 Shams, L., 179–180
 Shcheglovitov, S. G., 243
 Sherren, A., 183–184
 Sherwin, R. K., 143
 Shigeta, J., 70–71
 Shirkov, V. P., 244
 Shramchenko, M. V., 244
 Sigurd, S., 214
 Sikich, K. W., 305–306
 Simmons, C., 49, 57, 83
 Simon, R. J., 293
 Simpson, O. J., 176
 Skeie, J., 199
 Skjevestad, H., 206
 Skurka, S., 270–271
 Slade, G., 263
 Sluchevskii, V., 240
 Smirnov, A., 237, 238, 251, 254–255, 276–277
 Smith, B. P., 342
 Smith, R., 265
 Smith, V. L., 113
 Smulovitz, C., 59
 Sofronenko, K. A., 263
 Solomon, P. H., 261–262, 264–265
 Song, O., 89, 91–92, 93, 94, 95, 97–98, 99, 102–103, 104
 Spector, H., 27
 Spence, L. K., 58
 Speranskii, M., 239
 Spivak, B., 179, 182
 Spronken, T., 265
 Sprott, J. B., 134
 St. Clair, S., 295–296
 Stetsovskii, Iu. I., 249
 Stone, N., 146–147
 Stempel, D., 155
 Struck, G., 163
 Sturge, G., 146
 Sugeno, A., 75–76
 Sulland, F., 208
 Sumida, C., 78–79
 Summers, S. J., 308, 309–310
 Suo, M., 82
 Zyndler, R., 131–132, 137, 138
 Tadros, V., 313
 Taguchi, M., 77–78, 80, 81
 Tait, D., 97, 142–143
 Tak, H., 91–92, 95, 100, 101
 Tanji, M., 79–80
 Tanovich, D. M., 270–271
 Tarditti, A., 52
 Tarling, R., 137
 Taubira, C., 224
 Tauscher, R., 27
 Taylor, G., 305, 306, 308–309, 315–316
 Ternovskii, N. A., 244
 Terry, D. J., 178–179
 Thaman, S. C., 27–28, 107, 110, 111–112, 118–119, 237, 249, 263, 276–277, 297–298, 305, 306, 307, 315–317, 325, 342
 Thayer, W. B., 310
 Thibert, N., 183–185
 Thomas, C., 178, 180, 182, 244, 311–312, 324
 Thomas, J., 134, 141–142
 Thomas, S. A., 342
 Thornton, P., 306–307
 Tice, V., 70
 Tiersma, P., 176, 177–178
 Tinsley, Y., 179, 182
 Tocqueville, A. de, 57, 64, 83, 307
 Toharia, J. J., 53, 109
 Trepov, F., 240
 Tritten, T. J., 78–79
 Tsuchiya, K., 72
 Turner, F. C., 60
 Tyler, T., 39–40, 134, 162, 166
 Valero Romero, M. A., 113
 Vallini, A., 224–225
 Vanoverbeke, D., 5, 69, 70–72, 79, 80, 323–324
 Vansillette, F., 228
 Varfolomeev, Yu. V., 245–246
 Varona Gómez, D., 57
 Vasil'eva, E. V., 247
 Velez, V., 48
 Vidmar, N., 10–11, 50, 88–89, 114, 178–179, 243–244, 253, 275, 276–277, 290, 291–292, 293, 306, 323–324, 325, 328, 329, 330
 Vilкова, T., 238, 241–243, 246–247
 Villagómez Cebrían, M., 111
 Vogler, R., 261–262, 263, 265–266, 327, 343
 Voigt, S., 49, 57, 325, 326–327, 329, 330, 342, 343
 Voldum, A. V., 213–214
 Walter, A., 165
 Wanninkhof, R., 119–120

- Ward, J., 131–132, 136–137, 139–140, 143–144, 145–146
- Waters, N. L., 50, 53, 95–96, 97. *See also* Mott, N. L.
- Watt, D., 175
- Wauters, L., 228–229
- Weber, M., 58
- Weigend, T., 309–310, 311, 314–315
- Weiser, P. J., 49, 57, 83
- Weisselberg, C. D., 290
- Wells, M. T., 50, 53, 95–96, 97
- Welsh, L., 140, 141
- Weston, M., 177–178
- Whalley-Kilmer, J., 287
- Wheatley, J., 264–265
- Whitehead, S., 131–132
- Whittemore, K. R., 176–177, 178
- Wiener, R. L., 177–178
- William I (King), 226
- Wolfe, J., 115–116, 172–173
- Woodson, B., 58
- Wozny, D. R., 179–180
- Wrightsmann, L. S., 293
- Xu Ang, 298
- Yamamoto, S., 178–179
- Yanase, N., 71–72
- Yeltsin, B., 237, 248–249, 254–255
- Yoshimura, H., 75–76
- Young, W., 179, 182
- Zacchino, P., 27
- Zaffaroni, R., 47
- Zasulich, V., 240, 251
- Zawadzki, S., 166–167
- Zeisel, H., 39, 50–51, 53, 88–89, 95–96, 97, 115–116, 154, 163, 164, 172–173, 197–198, 292, 294–295, 296
- Zenger, J. P., 238
- Zuckerman, A., 313–314

Subject Index

- accusatorial procedures, in *Cour d'assises*, 220–221.
See also adversarial procedure model
- acquittal rates
 for jury
 in Argentina, 38
 in Russia, 53
 in South Korea, 54, 95–96
 in Spain, 116, 117–118
 in Venezuela, 53–54
 for mixed tribunals
 in Bolivia, 53–54
 in France, 218
 in Japan, 74
- Act for Civil Participation in Criminal Trials,
 South Korea (2007), 88, 90–91
- acute stress disorder, among lay judges in
Saiban'in system, 78
- adversarial procedure model
 under civil-law traditions, 308
 under common-law traditions, 308
 comparison with inquisitorial model, 4, 6–7, 16,
 17, 18, 27–28, 29, 121, 220–221, 242–243,
 265–266, 308–313
 coordinate ideal in, 308–309
 definition of, 308
 in hybrid jury systems, 314–315
 for jury systems, 29, 110, 239, 252, 305, 308–311,
 314–315, 318, 332. *See also* inquisitorial
 model
 in magistrates' courts, 139
 principles, 139
 in Russian jury systems, 243
- adversary system. *See* accusatorial procedures;
 adversarial procedure model
- advisory jury, 6, 50–51, 54
- appeals system
 in Argentina
 in Buenos Aires province, 38–39
 in Neuquén province, 38–39
 in Belgium, 227–229, 231
 in France, 221–224, 225
 in Norway, 200–201
 in South Korea
 court structure for, 102
 jury system and trials, 101–103
 to Supreme Court, 102–103
 in Spain, 111
- Argentina
 juries
 Canales, Marian, Eduardo y Otros, 34
 civil-law foundations
 civil-law culture, 27–29
 public dissatisfaction with, 26–27
 Spanish inquisitorial system as influence
 on, 27–28
 trial stage in, 28, 29
 composition
 gender, 4, 37
 indigenous juries, 4, 37
 Constitutional basis
 Constitution of 1819, 47
 Constitution of 1853, 4, 25, 26
 decision rules, 32–33
 Buenos Aires province, 35
 Chaco province, 35
 Chubut province, 35
 Entre Ríos province, 35
 Mendoza province, 35
 Neuquén province, 35
 Río Negro province, 35
 San Juan province, 35
 eligibility of crimes, 32–33, 34
 Buenos Aires province, 34
 Chaco province, 34
 Chubut province, 34
 Entre Ríos province, 34

- Mendoza province, 34
- Neuquén province, 34
- Río Negro province, 34
- San Juan province, 34
- hung juries, 32–33. *See also* hung juries
 - Buenos Aires province, 36–37
 - Chaco province, 36
 - Chubut province, 36
 - Entre Ríos province, 36
 - Mendoza province, 36–37
 - San Juan province, 36
- implementation challenges, 31, 40
- mandatory or optional, 32–33, 34
 - Buenos Aires province, 33–34
 - Chaco province, 33–34
 - Chubut province, 33–34
 - Entre Ríos province, 33–34
 - Mendoza province, 33–34
 - Neuquén province, 33–34
 - Río Negro province, 33–34
 - San Juan province, 33–34
- procedural changes
 - civil-law tradition and, 27–29
 - first stage in, 27–28
 - intermediate stage in, 28
 - jury as Trojan horse, 4, 29–30
 - second stage in, 28–29
 - Spanish inquisitorial system as influence on, 27–28
 - trial stage in, 28, 29
- reactions to jury by
 - jurors, Buenos Aires province, 38–41
 - jurors, Neuquén province, 38–41
 - professionals, Buenos Aires province, 38–41
 - professionals, Neuquén province, 38–41
- timing of introduction, 31
- unanimity, 32–33. *See also* unanimity
 - Buenos Aires province, 35
 - Chaco province, 35
 - Entre Ríos province, 35
 - Mendoza province, 4, 35
 - Neuquén province, 35
 - Río Negro province, 35
- mixed tribunals
 - Constitutional basis, 47
 - Córdoba province, 30, 64, 65
 - attitudes toward punishment, public trends in, 54–57
 - civil law tradition as influence on, 49
 - composition of, 5, 49
 - judicial decisions in, 50–52
 - jury decisions in, 50–52
 - jury systems and, 47
 - lay participation in, 49–52, 62
 - public perceptions of judiciary in, 5, 62, 63, 65
 - types of offenses in, 49
 - Asunta* case, in Spain, 120
 - attorneys. *See* legal professionals
 - Australia, jury instructions in, 179
 - decision trees in, 182
- Belgium
 - civil law tradition in, 232
 - Cour d'assises* (Assize Court) in, 226–229. *See also* jury; mixed tribunals
 - analysis of, 229–231
 - appeals system, 227, 230, 231
 - in Belgian Constitution, 218, 226, 228–229
 - classification of offenses in, 14, 226
 - future prospects for, 229–231
 - guilty pleas in, 231. *See also* plea bargaining
 - historical background of, 226–227
 - location and timing of, 227
 - professional judges in, 228
 - reasoned verdicts in, 227
 - standards of proof in, 227
 - 2016 reform of, 227–229
- Bolivia, jury systems in, acquittal rates for, 53–54
- Bolshevik court system, in Russia, 238–239, 245–248
- California Criminal Jury Instructions* (CALCRIM). *See* jury instructions
- California Jury Instructions: Criminal* (CALJIC). *See* jury instructions
- Canada
 - jury instructions in
 - comprehensibility studies on. *See* comprehensibility studies
 - decision trees in, 181
 - pattern instructions, 175–176
 - plain language, 177–178
 - trial judges' input on, 175–176
 - Law Reform Commission, 176–177
 - lay participation in legal systems, 10–11
 - mock jury study, 182–186
- Canadian Criminal Jury Instructions* (CRIMJ). *See* jury instructions
- Canadian Judicial Council Model Jury Instructions* (CJC). *See* jury instructions
- capital punishment. *See* death penalty
- Carrasco* case, in Spain, 120
- citizen participation trials. *See* South Korea
- civil-law tradition, 331. *See also* common-law tradition; customary-law tradition; Islamic-law tradition
- adversarial procedure model under, 308

- civil-law tradition (cont.)
 in Argentina, 27–29
 in Córdoba province, 49
 mixed tribunals influenced by, 49
 in Belgium, 232
 in France, 232
 hybrid jury systems in, 315–318
 inquisitorial model for jury systems under, 308
 jury systems and, 17–18
 mixed tribunals and, 340
 in Spain, 7, 108–109
- clerk, role of
 in England and Wales, 131, 136
 in Spain, 110–111
- Code of Criminal Procedure*, in Russia, 243, 248, 250
- codes and legal rules. *See also* constitutions
 Act for Civil Participation in Criminal Trials, South Korea, 88, 90–91
Code of Criminal Procedure, in Russia, 243, 248, 250
 Criminal Procedure Act of 1882, Spain, 110
 Criminal Procedure Act of 1981, Norway, 199
 Criminal Procedure Code of Georgia, 262, 265, 266–269, 271–272
 European Convention for the Protection of Human Rights and Fundamental Freedoms, 221–222
 European Convention on Human Rights, 202
 Federal Law of 2001, Russia, 251–254
 Jury Law of 1995, Spain, 107–108, 111
 Law of 1993, Russia, 250–251
 Law of 2011, France, 222–223, 230
 Law of 2014, France, 230
 Law of 2016, Russia, 253–254
 Law on the Participation of Lay Judges of 2009, Japan, 69
 Peace Act of 1361, England, 135
 Procedural Code of Vakhtang VI, 263
- Commentaries on the Laws of England* (Blackstone), 239
- common-law tradition, 331. *See also* civil-law tradition; customary-law tradition; Islamic-law tradition
 adversarial procedure model under, 308
 hybrid jury systems in, 315–316, 317–318
 inquisitorial model for jury systems under, 308
 jury systems in, 17
 traditional jury model and, 306–307
- competence of laypersons, 1, 12
 in Argentina, 30, 42
 in France, 230
 in Korea, 90–91, 97
 in Norway, 206
 in Russia, 250
 in Spain, 38
- comprehensibility studies, on Canadian jury
 instructions, 176–179, 182–188
 findings and implications of, 185–187
 methodology for, 183–185
- compurgation, 263
- confessions, in *Saiban'in* system, 75–76
- confidence. *See also* public trust
 in criminal justice system, 27, 57, 202, 208, 262, 271–272
 in government, 324
 in judiciary/courts, 59–60, 62, 63, 69, 108, 156, 197, 271–272
 in jury, 11, 39–40, 108, 208, 271–272, 311
 in justice, 57
 in lay participants, 102, 103–104, 208
 in legal system, 5, 33, 57, 58
- conscientious objection, to jury service, 109
- constitutions. *See also* codes and legal rules
 in Argentina
 jury systems created under, 25, 26
 National Constitution (1819), 47
 National Constitution (1826), 47
 National Constitution (1853), 4
 in Belgium, *Cour d'assises* under, 218, 226, 228–229
 in Georgia, 261, 265, 266–267
 in South Korea, 90–91, 99
 in Spain, 107, 109–110, 111–112
- conviction rates. *See also* verdicts; *specific countries*
 in Japan, from *Saiban'in* system, 5–6, 74
 in South Korea, 95–96
- Council of Europe. *See also specific countries*
 Georgia in, 262
 lay participation in legal systems and, 17–18
 traditional jury model and, 306
- Cour d'assises* (Assize Court). *See* Belgium; France; jury; mixed tribunals
- courts. *See* magistrates' courts; mixed courts; mixed tribunals; *specific topics*
- CPC. *See* Criminal Procedure Code of Georgia
 criminal courts, 9, 14, 48, 62–63, 143, 152–153, 155–156, 159, 164, 166, 218–220, 223–224, 226–229, 238, 314–315, 335–336, 342. *See also* jury; lay courts; magistrates' courts; mixed tribunals
 adversary procedure, 4, 6–7, 16, 17, 18, 27–28, 29, 121, 220–221, 242–243, 265–266, 304–305, 308–311
 appeals, 38–39, 101–103, 200–201
 in Argentina, 27–28, 38–39
 in France, 158–159
 in Georgia, 262, 265, 266

- in Germany, 110
- inquisitorial procedure, 4, 6–7, 16, 17, 18, 27–28, 29, 121, 220–221, 242–243, 265–266, 304–305, 306–307, 308–311
- in Norway, 199, 200–201
- in Russia, 243, 248, 250
- in Spain, 230
- criminal justice systems. *See also specific countries*
 - citizen empowerment through *Saiban'in* system, 78–80
- Criminal Procedure Act of 1882, Spain, 110
- Criminal Procedure Act of 1981, Norway, 199
- Criminal Procedure Code of Georgia, 262, 265, 266
 - composition and selection of juries under, 267–269
 - impartiality of jurors under, 271–272
 - juror privacy and safety under, 271–272
 - jury verdict rule under, 269
 - right to jury trial under, 266–267
- customary-law tradition, 332, 334–336. *See also*
 - civil-law tradition; common-law tradition; Islamic-law tradition
- de facto* binding effect, in South Korea jury system, 100, 104
- death penalty, in Japan, 80–81
 - Federation of Bar Associations on, 80
- Decembrists, in Russia, 239
- decision rule. *See also* majority verdict; unanimity
 - in Argentina, 35
 - in Belgium, 226
 - in France, 219–220
 - in Russia, 244
 - in South Korea, 94–95, 100–101
 - in Spain, 111
- decision trees, in jury instructions, 179–180, 181–182, 193
 - in Australia, 182
 - in Canada, 181
 - in United Kingdom, 182
 - in United States, 181–182
- defendants
 - in England and Wales, in magistrates' courts, 139–141
 - in South Korea, pleas by, 94
- deliberations
 - in Córdoba, Argentina, 51–52, 57, 65
 - in England and Wales, 312
 - in Germany, 160–161, 162, 163–164
 - in Japan, 70, 72–73
 - in Norway, 208–210
 - in United States, 289, 290, 294–296, 298
- deliberative democracy, 57
 - in South Korea, jury system after, 90
 - traditional jury model, 307
- democracy, 3, 18–19, 57, 197, 296, 299, 307–308, 327
 - in Argentina, 26–27
 - deliberative, 57
 - in South Korea, jury system after, 90
 - traditional jury model and, 307
 - in Georgia, 262, 276–277
 - in Latin America, 59–60
 - in Russia, 248
 - in United States, 32–33
- Democratic Party of Japan (Japan), 81–82
- District Judge Magistrates Courts, in England and Wales, 144–145
- dossier
 - in Argentina, 28–29, 30
 - in France, 219–221, 230, 231
 - in Germany, 9, 159, 161, 162, 163, 165, 166, 230–231
 - in inquisitorial system, 309
 - in Spain, 110
- échevinage* (mixed tribunal), in France, 221
- education and training
 - of lay assessors, in Germany, 165
 - for magistrates, in England and Wales, 136
- empowerment, of citizens, through *Saiban'in* system, 78–80
- England and Wales
 - civil jury, 304
 - criminal jury, 306
 - lay judges in, early, 2
 - legal profession in, development of, 2–3
 - legal system of, 131
 - magistrates' courts in, 135–137
 - adult defendants in, trials against, 139–141
 - adversary procedure principles in, 139
 - appellate participation, 144–145
 - architecture of, 141–143
 - clerks or legal advisers, 8, 131, 136
 - district judge, 144–145
 - history of, 135
 - jurisdiction, 135
 - lay judges in, 137–138, 143, 144
 - legal professionals in, 136–137
 - local justice in, 148
 - offense categories in, 135–136
 - panels of magistrates, 145
 - Peace Act of 1361 and, 135
 - prosecutors in, 140–141
 - representation for defendants in, 139
 - sentencing in, 139–140, 141
 - single justice procedures in, 138
 - youth courts, 8, 142, 146–147, 148

- England and Wales (cont.)
 magistrates in. *See* magistrates
 ethnicity of judges in, 143, 144
 gender ratio for, 144
 social representativeness and, 143–144
 age, 143
 occupation, 143
 training, 136
 epistemic deficits, in inquisitorial model, 310–311
escabinado (mixed tribunal), 107
 ethnicity
 of judges, in magistrates' courts, 143, 144
 in Russian jury system, quotas for juries, 241
 Europe
 hybrid jury model in. *See* hybrid jury systems
 traditional jury model in, 304–307. *See also* inquisitorial model
 in common-law countries, 306–307
 in Council of Europe countries, 306
 in democratic countries, 307
 expansion of, 306
 in France, 306
 jury composition and selection in, 305
 origins of, 305
 European Convention for the Protection of Human Rights and Fundamental Freedoms, 221–222
 European Convention on Human Rights (ECHR), 202
 European Court of Human Rights (ECtHR)
 accountability of verdicts, 312–313
 Cour d'assises and, 221, 222
 Georgia jury verdicts and, 273
 hybrid juries and, 18
 on verdict requirements, 202
 European Union. *See* hybrid jury systems
 February Revolution of 1917, in Russia, 238–239
 Federal Law of 2001, Russia, 251–254
 exclusion of political crimes under, from jury trials, 251
 expansion of juries to lower courts, 253
 Supreme Court of Russian Federation and, 252
 file. *See* dossier
 France
 ppeals of verdicts,, 221, 222–224, 225
 civil-law tradition in, 232
 Cour d'assises (jury: mixed tribunal) in, 13–14, 218, 219–226
 accusatorial procedures in, 220–221
 analysis of, 229–231
 composition of, 219–220
 under European Convention for the Protection of Human Rights and Fundamental Freedoms, 221–222
 in European Court of Human Rights cases, 221, 222
 European human rights law as influence on, 222
 after French Revolution, 219
 future prospects for, 229–231
 guilty pleas in, 231
 historical background of, 219–220
 inquisitorial procedures in, 220–221
 intime conviction, 219
 under Law of 2011, 222–223, 230
 under Law of 2014, 230
 lay citizens in, 222–223
 legal reforms of, in 2001/2011, 221–223, 230
 professional judges in, 220
 reduction of cases in, 225
 size, 221–222
 timing of, 219
 types of offenses in, 221
 US jury system compared to, 220–221
 échevinage (mixed tribunal), 221
 intermediate courts in, for rape cases, 225, 231
 lay assessors in, 221
 lay participation in legal systems, 13–14
 extension of, to criminal courts, 223–225
 political manipulation of, 230
 professional judges in
 in *Cour d'assises*, 220
 in *échevinage*, 221
 reasoned verdicts, 13, 221–222
 traditional jury model in, 306
 French Revolution, *Cour d'assises* established after, 219
 gender equality, representation, and nondiscrimination
 in Belgium, 227
 in Georgia, 269
 in Germany, lay assessors, 152, 162
 in jury systems, in Argentina, 37
 in magistrates' courts, 144
 in Norway
 in lay participation in legal systems, 199, 201
 for professional judges, 201
 in Russia, jurors, 240, 243
 in Spain, jurors, 114
 Georgia
 compurgation in, 263
 in Council of Europe, 262
 Criminal Procedure Code of Georgia, 262, 265, 266

- criminal procedure reform in, 262
- jury reforms in, 264–266, 269–270
- of jury jurisdiction, 270
 - in media, 269–270
- jury system and trials in, 15, 266–269
- composition and selection of juries, 267–269
 - under Constitution, 261, 265, 266–267
 - under jury clause, 261
 - jury instructions, 269
 - in newspapers and media, 264
 - overview of, 275–277
 - peremptory challenges in, 268
 - professional exclusions from service, 270–271
 - research on, 262–263
 - right to jury trial, 266–267
 - after Rose Revolution, 261, 265–266 - societal support of, 274–275
 - verdicts in, 269, 272–274
 - unpopular verdict, 15
 - voir dire* in, 268, 272
- lay participation in legal systems in, 263–264
- history of, 263–264
- Procedural Code of Vakh tang VI, 263
- in Russian Empire, 263–264
- “telephone justice” in, 262, 264–265
- United National Movement party in, 262, 265–266
- Germany
- criminal courts, pronouncement formula for announcements in, 152
 - jury system in
 - jury court chamber and, composition of, 155
 - mixed tribunals as replacement for, 154
 - lay assessors (*Schöffen*) in, 9, 132–133, 153, 156, 166. *See also* mixed tribunals
 - access to investigations, 161
 - consensual decision-making by, 9, 163–164
 - function and purpose of, 152–153
 - in jury court chamber, 155
 - during Nazi era, 154
 - in postwar East Germany, 155
 - professional judges and, 153, 164, 165
 - reforms for, 165
 - responsibilities of, 160–161
 - rights of, 160–161
 - selection of, 160–161
 - training for, 10, 165
- lay judges in
- in criminal courts, 166–167
 - early, 2
- lay participation in legal systems in, 153
- abolition of, in Nazi era, 153–154
 - criminal case decisions with, 157
 - history of, 153–156
 - introduction of, 153–154
 - legal scholars’ opposition to, 153
 - in postwar East Germany (1945–1989), 154–155
 - in postwar West Germany (1945–1990), 154–155
 - after reunification (1990–present), 155–156
 - after unification of judiciary code, 154 - legal culture and framework in, 156–159
 - composition of courts, 158
 - court organization in, 156–159
 - “social state of law,” 159 - legal decision-making, 1
 - legal procedures in, 156–160
 - consensus and cooperation between legal professionals, 159–160
 - investigations as part of, 159
 - trials in courts of first instance, 158 - legal profession in, development of, 2–3
 - mixed tribunals in, 9, 152, 167
 - juries replaced by, 154
 - in postwar East Germany, 155
 - sentencing through, 158–159
 - social science studies on, 161–164, 172–173
 - verdicts from, 158–159 - during Nazi-era
 - lay assessors during, 154
 - lay participation in legal systems, abolition of, 153–154
 - National Socialist German Workers’ Party, 154
 - overview of, 166–167
 - postwar East Germany (1945–1989)
 - lay assessors in, 155
 - lay participation in legal systems in, 154–155
 - mixed tribunals in, 155
 - professional judges
 - in jury court chamber, 155
 - lay assessors and, 153, 164, 165
- Greece, lay judges in, early, 2
- guilty pleas, 231. *See also* plea bargaining
- Gürtel* case, in Spain, 120
- Hemsedal* case, in Norway, 213–214
- hierarchical ideal, in inquisitorial model, 308–309
- “top-down” hierarchical structures in, 308
- holdout jurors. *See* jury films
- human rights law, 222. *See also* European Convention for the Protection of Human Rights and Fundamental Freedoms; European Convention on Human Rights; European Court of Human Rights

- hung juries
- in Argentina, 35–37
 - in Buenos Aires province, 35–37
 - in Chaco province, 36
 - in Chubut province, 36
 - in Entre Ríos province, 36
 - in Mendoza province, 36–37
 - in Neuquén province, 35, 36–37
 - in Río Negro province, 36
 - in San Juan province, 36
 - in Georgia, 269–270
 - in South Korea, 101
 - in United States, 36, 287–289, 291, 292, 296–297, 301. *See also* jury films
- hybrid jury systems, in Europe, 17–18, 314–319
- adversarial model and, 314–315
 - in civil-law systems, 315–316, 317–318
 - in common-law systems, 315–316, 317–318
 - convergence of procedural models in, 314–315
 - cosmopolitanism as influence on, 304
 - European Court of Human Rights and, 18
 - future of, 319
 - inquisitorial model and, 314–315
 - lay facilitators in, 316–317
 - legal professionals' opposition to, 318–319
 - nullification, 317–318
 - reasoned verdicts in, 317, 318. *See also* *Taxquet v. Belgium*
- impartial jurors or juries, 238, 254–255, 262–263
- impartiality
- decision-making, 27, 29–30, 37, 39, 40–41, 59
 - judges, 59, 61, 62–64
 - jurors and juries, 108, 113–114, 121, 253–254, 271–272
- indigenous courts, 2
- indigenous representation, in jury systems, in Argentina, 37
- inquisitorial model, 308–311
- under civil-law traditions, 308
 - under common-law traditions, 308
 - comparison with adversarial model, 4, 6–7, 16, 17, 18, 27–28, 29, 121, 220–221, 242–243, 265–266, 305, 308–311
 - in *Cour d'assises*, in France, 220–221
 - definition of, 308
 - epistemic deficits in, 310–311
 - hierarchical ideal in, 308–309
 - “top-down” hierarchical structures in, 308
 - in hybrid jury systems, 314–315
 - in Russian jury system, 243
 - truth-finding through, 310–311
- Inter-American Court of Human Rights (IACHR), 41
- interrogations, recording of, in *Saiban'in* system, 81–82
- intime conviction* (inward conviction), 219, 227
- investigation file. *See* dossier
- inward conviction. *See* *intime conviction*
- Islamic-law tradition, 331–332. *See also* civil-law tradition; common-law tradition; customary-law tradition
- Japan
- death penalty in, 80–81
 - Federation of Bar Associations on, 80
 - Democratic Party of Japan in, 81–82
 - jury systems in. *See also* *Saiban'in* system
 - Research Group on Jury Trial, 71
 - Law on the Participation of Lay Judges, 69
 - lay judges in. *See also* *Saiban'in* system
 - Justice System Reform Committee and, 71–72
 - under the Law on the Participation of Lay Judges, 69
 - lay participation in legal systems, 5–6
 - scope of, 69
 - Liberal Democratic Party in, 81–82
 - mixed tribunals in, 5–6. *See also* *Saiban'in* system
- judge–jury agreement, 5, 6, 89, 97, 98–99, 100
- judges, professional. *See also* lay judges
- in Canada, input on jury instructions, 175–176
 - in *Cour d'assises*
 - in Belgium, 228
 - in France, 220
 - in France
 - in *Cour d'assises*, 220
 - in *échevinage*, 221
 - in Germany
 - in jury court chamber, 155
 - lay assessors and, 153, 164, 165
 - in Norway, 199
 - expansion of powers for, 199–200
 - gender parity for, 201
 - in jury trials, 206
 - in Russia, 241
 - in Spain, selection process for, 110–111
- Judicial Reform of 1864, Russia, 245
- judicial reforms. *See* reforms
- The Juror*, 286–287, 288–289
- jury. *See also* jury aids; jury bias; jury competence; jury system and trials
- in Argentina. *See* Argentina
 - in Australia, 179–180, 181–182, 340
 - in Canada, 11, 18–19. *See also* Canada
 - in England and Wales, 2, 37, 60, 131, 304–307, 312
 - in Georgia, 306–307, 343. *See also* Georgia

- in Norway, 305–306. *See also* Norway
 - in Russia, 53, 199–200, 209, 261, 297–299, 305–307, 343. *See also* Russia
 - in South Korea, 3–4, 50–51, 54, 63–64. *See also* South Korea
 - in Spain, 6–7, 12, 14–15, 18–19, 53, 199–200, 212, 297–298, 305–307, 316–317. *See also* Spain
 - jury aids (decision trees and written instructions), 179–180
 - jury bias, in Spain jury system, 113–114
 - jury competence, 6, 15, 38, 90–91, 97–99, 104. *See also* jury bias
 - jury films, USA. *See also* 12 Angry Men
 - holdout juror in, as common trope, 286–295. *See also specific films*
 - difficulty of judgment through, 290–292
 - dramatic tension, 288–289, 301
 - hung juries, 16–17, 287–289, 292, 296–297, 301
 - reasonable doubt, 288–290, 292
 - responsible decision-making, 296, 297, 301
 - unanimous verdicts, 287, 289–290, 298, 299
 - international legacy of
 - on hung juries, myths about, 296–301
 - 12 Angry Men, 296–301
 - The Juror*, 286–287, 288–289
 - One Angry Juror*, 287–288, 291–292
 - Trial by Jury*, 287, 288–289
 - jury instructions, 175–189
 - in Australia, 179
 - decision trees in, 182
 - in Canada
 - comprehensibility studies on, 176–179, 182–188
 - decision trees in, 181
 - pattern instructions, 175–176
 - plain language in, 177–178
 - trial judges' input on, 175–176
 - written instructions, 180–182, 183–185, 186–189
 - decision trees in, 179–180, 181–182, 193
 - in Australia, 182
 - in Canada, 10, 181
 - in United Kingdom, 182
 - in United States, 181–182
 - in Georgia, 269
 - multisensory jury aids for, 179–180
 - in New Zealand, 179
 - in Norway, 204–206
 - pattern, 175–176
 - in Canada, 175–176
 - in United States, 175
 - in Russia, 244
 - in United States, 174
 - decision trees in, 181–182
 - pattern instructions, 175
 - written instructions, 180–182, 183–185, 186–189
- Jury Law, Spain (1995), 107–108, 111
- reforms of, 108
- jury system and trials. *See also* adversarial
- procedure model; inquisitorial model; jury; mandatory juries; optional juries; *specific countries*
 - in civil-law countries, 17–18
 - in common-law systems, 17
 - as democratic, 29–30
 - in Germany
 - jury court chamber and, composition of, 155
 - mixed tribunals as replacement for, 154
 - hybrid. *See* hybrid jury system; *Saiban'in* system
 - jury accountability, 311–314
 - of ECtHR verdicts, 312–313
 - positive benefits of, 29–30
 - in South Korea. *See* South Korea
 - in Spain. *See* Spain
- Korea. *See* South Korea
- Korean War, jury system after, 89–90
- law. *See* codes and legal rules; constitutions
- Law of 1993, Russia, 250–251
- Law of 2011, France, 222–223, 230
- Law of 2014, France, 230
- Law of 2016, Russia, 253–254
- Law on the Participation of Lay Judges, Japan (2009), 69
- Law Reform Commission, Canada, 176–177
- lawyers. *See* legal professionals
- lay assessors. *See also* lay judges; mixed tribunals; *Saiban'in* system; *Schöffen*
- in France, 221
 - in Germany, 166–167
 - in Japan, 69
 - in Norway, 199
- lay courts, 1, 16, 18–19, 324–326, 329, 330, 332, 338–340, 343
- lay facilitators, in hybrid jury systems, 316–317
- lay judges. *See also* lay assessors; lay courts; mixed courts
- in England and Wales
 - early historical accounts of, 2
 - in magistrates' courts, 137–138, 143, 144
 - in Germany
 - in criminal courts, 166–167
 - early historical accounts of, 2
 - in Greece, early historical accounts of, 2
 - in Japan
 - Justice System Reform Committee and, 71–72

- lay judges (cont.)
 under the Law on the Participation of Lay Judges, 69
 in *Saiban'in* system. *See Saiban'in* system
 in Norway, 199
 selection of, 200
- lay magistrates. *See also* lay judges
 in England and Wales
 district court judges, 144–145
 early historical accounts of, 2
 education and training, 136
 in magistrates' courts, 137–138, 143, 144
- lay participation, in legal systems, 3–20. *See also*
 jury system and trials; lay courts; lay
 judges; lay magistrates; mixed tribunals;
specific countries; specific topics
- advances in, 3–7
 challenges to, 11–15
 in Council of Europe countries, 17–18. *See also*
specific countries
 enduring systems of, 7–11
 forms of, 18, 337, 341
 by continent, 18–19, 336, 339–340
 frequency of, 338
 by legal tradition, 337, 341
 percentage of, 338
 global perspective on, 15–19, 324
 overview of, 342–343
 legal advisors, 3
 by legal tradition, 334–336
 methodological approach to, 327–332
 comparative research in, 325–327
 country-level characteristics, 330–332
 data limitations in, 329–330
 expert surveys in, 328
 legal research in, 329
 library research in, 329
 research questions, 20
 values served by, 323
- legal advisors, to magistrates, 138–139
- legal professionals. *See also* judges; lay judges
 in Argentina
 in Buenos Aires province, 38–41
 jury system and trials and, responses to,
 47–48
 in Neuquén province, 38–41
 in England and Wales, in magistrates' courts,
 136–137
 in Norway
 on lay participation in legal systems, 202
 in *Meddomsrett*, 206–208
- prosecutors
 in Argentina, 38–39
 in France, 222
- in Germany, 156, 159
 in magistrates' courts, 140–141
 in Norway jury trials, 203–204
 in South Korea, 102
 in youth courts, 148
 in Spain, in jury system, 112–114
- legal traditions. *See also* civil-law tradition;
 common-law tradition; customary-law
 tradition; Islamic-law tradition
 definition of, 331
 lay participation by, 334–336
 forms of, 337, 341
 religious-law tradition, 331–332
 Islamic-law tradition, 331–332
 socialist-law tradition, 331
- Liberal Democratic Party (LDP) (Japan), 81–82
- local justice, through magistrates' courts, 148
- magistrates, England and Wales
 in Crown Courts, 145
 decision-making authorities of, 132–134
 goals of, 131–132
 juries compared to, 132, 133, 147–148
 legal advisers for, 138–139
 Magistrates' Association, 131
 reduction of role for, 145–146
Schöffen compared to, 132–133
 social prestige of, 143–144
 time commitment for, 136
 training for, 136
- magistrates' courts, 8–9. *See also* England and
 Wales
- majority verdict. *See also* decision rule
 in Argentina, 25, 35, 36, 47, 49, 51, 56
 in Belgium, 227
 in France, 219–220
 in Russia, 244
 in South Korea, 94–95, 100–101
 in Spain, 111
- mandatory juries, in Argentina, by province, 33–34
- Meddomsrett* (mixed court). *See also* mixed
 tribunals
Hemsedal case, 213–214
 in Norway, 200–201, 206–214
 professional legal participants in, 206–208
 rape prosecutions in, 211–213
 reasoned verdicts in, 208–211
- media, jury trials in. *See also* jury films
 in Georgia, 264
 jury reforms, 269–270
 in Japan
 mixed response to, 70, 72–73
Saiban'in system and, 69–70, 80
 in Spain, 118–120

- mixed courts. *See* France; Germany; Japan; mixed tribunals; Norway
- mixed tribunals. *See also* France; Germany; Japan; lay judges; Norway; *Saiban in system*
- civil-law tradition and, 340
- échevinage*, in France, 221
- escabinado*, 107
- in Germany, 9, 152, 167
- juries replaced by, 154
- in postwar East Germany, 155
- sentencing through, 158–159
- social science studies on, 161–164, 172–173
- verdicts from, 158–159
- lay assessor decisions in, 52–54
- lay judges lay participation in, 3
- legal decisions by, 52–54
- Meddomsrett*, in Norway, 200–201, 206–214
- Hemsedal* case, 213–214
- professional legal participants in, 206–208
- rape prosecutions in, 211–213
- reasoned verdicts in, 208–211
- in Russia, 241, 246–247
- multisensory jury aids. *See* jury aids
- National Constitution (1853), Argentina, 4
- national constitutions. *See* constitutions
- National Socialist German Workers' Party, 154
- New Zealand, jury instructions in, 179
- Norway
- appeals courts in, 200–201
- jury system and trials in, 202–206
- confidence in, 211–213
- under Criminal Procedure Act of 1981, 199
- demise of, 12, 198–199
- juror selection, 200
- jury instructions, 12, 204–206
- procedural changes to, 199
- professional judges in, 206
- US jury system compared to, 199
- lay judges in, 199
- selection of, 200
- lay participation in legal systems, 12–13
- gender parity in, 201
- history of, 198–200
- through juries, demise of, 198–199
- lawyers' views about, 202
- overview of, 214–215
- reform approach to, 197
- research methods on, 201–202
- Meddomsrett* in, 200–201, 206–214
- Hemsedal* case, 213–214
- professional judges in, 206–208
- rape prosecutions in, 211–213
- reasoned verdicts in, 208–211
- professional judges in, 199
- expansion of powers for, 199–200
- gender parity for, 201
- in jury trials, 206
- nullification, 238, 317–318
- Okinawa Island. *See also Saiban in system*
- Saiban in system* on, 78–80
- One Angry Juror*, 287–288, 291–292
- optional juries, in Argentina, in Buenos Aires province, 33–34
- Organic Law 5/1995. *See* Jury Law
- Otegi* case, in Spain, 12, 14, 118–119
- pattern jury instructions, 175–176
- in Canada, 175–176
- in United States, 175
- Peace Act of 1361 (England), 135
- penal populism, 54
- peremptory challenges
- in Georgia, 268
- in Norway, 199
- in Russian jury system, 242, 253
- plain language jury instructions, 177–178
- plea bargaining, 7, 53, 115, 116, 118, 121, 231. *See also* guilty pleas
- “privileged persons,” in Spanish jury system, 108–109
- Procedural Code of Vakhtang VI, 263
- procedural truth, in adversarial procedure model, 309–310
- professional judges. *See* judges
- prosecutors. *See also* legal professionals
- in magistrates' courts, 140–141
- in Norway jury trials, 203–204
- Provisional Government, in Russia, 245–248
- proximity, legitimacy of, 58
- public trust in justice. *See also* confidence
- in Argentina, 27, 59–65
- Córdoba province, 60–65
- legitimacy levels in, 60
- deliberative democracy and, 57
- in France, 224
- in Georgia, 262
- in Germany, 156
- in Japan, 78
- lay participation as influence on, 57–65
- legitimacy theory, 58
- in Argentina, 60
- types of legitimacy in, 58
- methodological approach, 59
- in Russia, 237

- punishment. *See also* death penalty; sentencing attitudes toward, in Argentina, Córdoba province, 54–57
of jury system and trials, 55–57
lay magistrates and, 144–145
- race of judges and jurors. *See also* ethnicity; indigenous representation
in Georgia, 267–268
in magistrates' courts, 143
in Norway, 201–202
in Spain, 113
- reasoned verdicts. *See also* *Taxquet v. Belgium*
in *Cour d'assises*, in Belgium, 227
in France, 221–222
in hybrid jury systems, 317, 318
lack of, 12, 13
in *Meddomsrett*, in Norway, 208–211
in Spain, 7, 111–112, 118
- reforms, 13, 327
in Argentina, 27, 30, 31–34, 47, 54
in Belgium, 218, 227–229
in Canada, 176–177
in England and Wales, 134
in France, 218, 221–225
in Georgia, 261–267, 269–272, 274–277
in Germany, 165
in Japan, 71–72, 78–82
in Lebanon, 299
in Norway, 197, 199–200, 201
in Russia, 239–240, 249–250
 under “Decree” on Courts, 246–247
 international influences on, 246
 under Judicial Reform of 1864, 245
 under Putin, 249
 under Yeltsin, 248–249
in South Korea, 88–89, 90–91, 99, 103–104
in Spain, 108
- religious-law tradition, 331–332
 Islamic-law tradition, 331–332
- Research Group on Jury Trial, 71
- Roman law, in Germany, 2–3
- Rose Revolution, 261, 265–266
- Russia
 Code of Criminal Procedure in, 243, 248, 250
 Federal Law of 2001, 251–254
 exclusion of political crimes under, from jury trials, 251
 expansion of juries to lower courts, 253
 Supreme Court of Russian Federation and, 252
 Georgia and, 263–264
 judicial reforms in, 239–240, 249–250
 under “Decree” on Courts, 246–247
 under Judicial Reform of 1864, 245
 under Putin, 249
 under Yeltsin, 248–249
- jury system and trials in, 14–15
 abolition of, for political offenses, 14–15, 237, 245–248, 251
 acquittal rates for, 53
 adversarial models in, 243
 in Bolshevik court system, 238–239, 245–248
 composition and selection of juries, 241–243, 254
 Decembrists as influence on, 239
 ethnic quotas in, 241
 expansion into Russian provinces, 240
 expansion to lower courts, 253
 February Revolution of 1917 as influence on, 238–239
 governmental supervision of, 238
 historical development of, 238–245
 hybrid models of, 246–247
 during Imperial Period (1864–1917), 238–245
 inquisitorial models in, 243
 judicial control over, 254
 jurisdiction of, 240
 jury instructions, 244
 manipulation of, 238
 overview of, 254–255
 peremptory challenges in, 242, 253
 under Provisional Government, 245–248
 purpose of, 237
 under Putin, 251–254
 reduction of jury size, 253
 reintroduction of, 237, 250
 in Republican Russia (1993 to present), 248–254
 standard of proof in, 244
 under Tsarist rule, 239–240
 verdict deliberations in, 243–245
 voir dire and, 242, 253–254
 under Yeltsin, 248–251
- lay participation in legal systems, 14–15
- mixed courts in, 241, 246–247
- professional judges in, 241
- Saiban'in* system (mixed tribunals), in Japan, 5–6
 history of, 69–70
 Isa and, 70, 71, 79
 in Japanese media, 69–70, 80
 mixed response in, 70, 72–73
 jury systems in contrast to, 70
 under the Law on the Participation of Lay Judges, 69
- lay judges in, 71–83
 demographics of, 72–77

- lay jurors in
 experiences of, summaries of, 77–78
 response rates for, 76–77
 selection processes for, 77
 on Okinawa, 78–80
 overview of, 82–83
 sentencing in, distribution of, 74–75
 sociopolitical impacts of, 78–82
 citizen empowerment as, in criminal justice system, 78–80
 on death penalty policies, 80–81
 on recording and videotaping of interrogations, 81–82
 Supreme Court monitoring of, 73–74
 trials in
 confessions during, 75–76
 conviction rates for, 5–6, 74
 deliberations in, average duration of, 73
 denials during, 75–76
 lengths of, average duration of, 73
 US military and, crimes committed by, 78–80
Schöffen (German lay assessors). *See* Germany; lay assessors; lay judges; mixed tribunals
 selection of jurors. *See* jury; jury bias; jury competence; jury system and trials
 sentencing. *See also* punishment
 in England and Wales, in magistrates' courts, 139–140, 141
 in Germany, by mixed tribunals, 155–156, 158–159
 with *Saiban'in* system, distribution of sentences, 74–75
 in South Korea, judge–jury sentencing agreement, 96
 single justice procedures, in magistrates' courts, 138
 social representativeness, in magistrates' courts, 143–144
 “social state of law,” in Germany, 159
 socialist-law tradition, 331
 South Korea
 Act for Civil Participation in Criminal Trials, 88, 90–91
 appeals system in
 court structure for, 102
 jury system and trials and, 101–103
 to Supreme Court, 102–103
 jury system and trials in, 6, 89–104
 acquittal rates for, 54, 95–96
 under Act for Civil Participation in Criminal Trials, 88, 90–91
 advisory effects of jury verdicts, 6, 98–100
 appeals as result of, 101–103
 characteristics of, 88–89
 competence of jurors, 97–98
 conviction rates for, 95–96
 decision rule in, 6, 94–95, 100–101
 defendant pleas in, 94
 after democratization movement, 90
de facto binding effect in, 100, 104
 history of, 88, 89–91
 judge–jury sentencing agreement in, 96
 judge–jury verdict agreement in, 6, 96
 Judicial Reform Committee and, 90–91
 under Korean Constitution, 90–91, 99
 after Korean War, 89–90
 number of cases, 91–92
 number of jurors in, 94
 overview of, 103–104
 types of crimes, 93
 verdicts in, 89, 96, 98–100
 lay participation in legal systems, 6
 Spain
 jury system and trials in, 6–7, 114–120
Asunta case, 120
 bias issues in, 113–114
Carrasco case, 120
 characteristics of, 108–112
 conscientious objection to, 109
 duration of, 115
Gürtel case, 120
 instructions to jurors, 113–114
 judicial system adaptation to, 112–114
 under Jury Law, 107–108, 111
 legal background of, 108
 legal professionals' role in, 112–114
 media as influence on, 118–120
 during modern period, 117–118
Otegi case, 12, 14, 118–119
 overview of, 121
 pretrial procedures, 110
 “privileged persons” in, 108–109
 publicity as influence on, 114
 selection process in, for judges and juries, 110–111
 types of offenses, 115
 verdicts in, 12, 111–112, 115–116
Wanninkhof case, 119–120
 weaknesses of, 121
 lay participation in legal systems, 6–7
 unpopular verdicts in, 7, 12
 Spanish Criminal Procedure Act (1882), 110
 Spanish inquisitorial system, Argentina criminal justice system influenced by, 27–28
 standards of proof
 in *Cour d'assises*, in Belgium, 227
 in Russia, 244

- stress. *See* acute stress disorder
- Supreme Courts
 in Georgia, 271
 in Japan, 73–74
 in South Korea, 102–103
 in Spain, 111, 113, 119–120, 315–316
 of Russian Federation, 252
- Taxquet v. Belgium*, 13, 18, 111–112, 202, 222, 227, 273, 304, 312–314, 315, 319, 326. *See also* reasoned verdicts
- “telephone justice,” 262, 264–265
- terrorism cases, 11–12, 14–15
- traditional jury model. *See* Europe
- Trial by Jury*, 287, 288–289
- trials. *See* jury; jury system and trials; mixed tribunals; *specific countries*; *specific topics*
- tribunals. *See* mixed tribunals; *Saiban'in* system; *Schöffen*
- 12 *Angry Men*, 16, 285
 aspirations expressed in, 299–301
 Chinese version of, 298
 difficulty of judgment as theme in, 290–291
 empowering message of, 297–299
 foreign remakes of, 17, 297–299
 in China, 298
 in India, 298–299
 in Lebanon, 299
 in Russia, 297–298
 holdout juror trope in, 16, 286–287, 288
 individual against majority as theme in, 289–290
 international legacy of, 296–301
 overview of, 301
 as theater performance, 299
- unanimity, 6, 16–17, 35–37, 50–51, 65, 100–101, 288, 297, 298, 305. *See also* decision rule; majority verdict
- United National Movement party (Georgia), 262, 265–266
- United States. *See also* jury films
 jury instructions in, 174
 decision trees in, 181–182
 pattern, 175
 jury system and trials in
Cour d'assises compared to, 220–221
 Founding Fathers' philosophy about, 238
 hung juries, mechanisms for, 36
 Norway jury system compared to, 199
 magistrates compared to US juries, 132, 133, 147–148
Saiban'in system and, military crimes and, 78–80
- unpopular verdicts, 11–12
 in Georgia, 15
 in Norway, 13
 in Spain, 12
 in Uruguay, 13
- Venezuela, jury systems in, acquittal rates for, 53–54
- verdicts
 in Argentina, 35
 vote required for verdicts in, 35
 ECtHR on, 202
 ECtHR on, 202
 in Georgia, 269
 in ECtHR cases, 273
 verdict forms, 272–274
 in Germany, from mixed tribunals, 158–159
 reasoned
 in *Cour d'assises*, in Belgium, 227
 in hybrid jury systems, 317, 318
 in *Meddomsrett*, 208–211
 in Spain, 111–112
 in Russia, 243–245
 personal conviction as influence on, 244
 reasonable doubt standards, 244
 simple majority verdict in, 244
 in South Korea, 89
 advisory effects of jury verdicts, 98–100
 judge–jury verdict agreement, 96
 in Spain, 12, 111–112
 during early period of jury trials, 115–116
 reasons for, 111–112
 simple majority rule for, 111
 unpopular, 11–12
- voir dire*
 in Georgia jury trials, 268, 272
 in Russia jury trials, 242, 253–254
- Wanninkhof* case, in Spain, 119–120
- Watt's Manual of Criminal Jury Instructions*. *See* jury instructions
- Weber, Max, legitimacy theory, 58
 in Argentina, 60
 types of legitimacy in, 58
- women. *See also* gender equality, representation, and nondiscrimination
 in magistrates' courts, as lay judges, 144
 in sexual assault jury trials, 198
- written jury instructions, 180–181
- youth courts, in England and Wales, 8, 142, 146–147, 148. *See also* England and Wales