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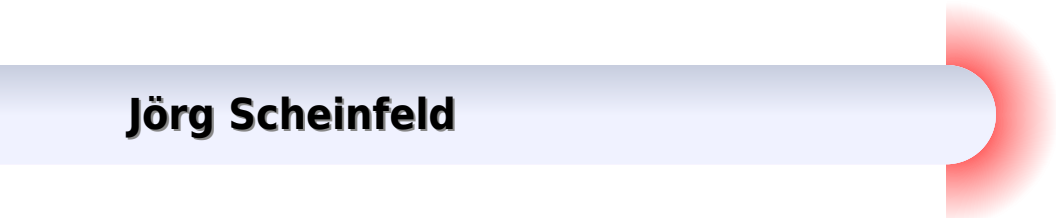
Organtransplantation und Strafrechtspaternalismus

Jus Poenale

Mohr Siebeck

Organtransplantation Strafrechtspaternalismus Strafbewehrten Spendebegrenzungen Transplantationsrecht

Jörg Scheinfeld



Organtransplantation Strafrechtspaternalismus Strafbewehrten Spendebegrenzungen Transplantationsrecht:

Organspende Robert Badenberg, Renate Knoch, 2016-02-24 Organspende kann Leben retten Doch viele Menschen haben Angst davor Opfer von Manipulation und medizinischen Fehlern zu werden Andere sehen eine Spende als unrechtmigen Eingriff in die Schöpfungsordnung Umstritten ist außerdem wie und zu welchem Zeitpunkt der Tod eines Menschen festgestellt werden sollte Die Autoren klären über medizinische rechtliche ethische und theologische Hintergründe auf und helfen dem Leser so zu einer eigenen Meinung finden

Vollendungsumkehr und Wiedergutmachung Tobias Ceffinato, 2017-01-16 Long description Die Diskussion um die Selbstanzeige im Steuerstrafrecht vermittelt unweigerlich den Eindruck es handele sich dabei um eine singuläre Erscheinungsform der Strafbarkeitseinschränkung Tobias Ceffinato stellt einen Zusammenhang zwischen dem Rechtsinstitut der Selbstanzeige und den zahlreichen Regelungen der tätigen Reue und der Wiedergutmachung her

Das rechtliche Gehör im Strafverfahren Erol Pohlreich, 2016-12-19 Anhand jeweils eines strafprozessualen Problems nähert sich Erol Pohlreich den drei Stufen des Grundrechts auf rechtliches Gehör Informationsanspruch Ausserungsrecht Berücksichtigungspflicht Steht Art 103 Abs 1 GG tatsächlich wie das Bundesverfassungsgericht meint der Einführung eines in camera Verfahrens in die StPO entgegen Welche Anforderungen stellt das vom rechtlichen Gehör erfasste Ausserungsrecht an den gerichtlichen Umgang mit Beweisanträgen Und wie weit reicht die aus dem rechtlichen Gehör abzuleitende Begründungspflicht im strafgerichtlichen Revisionsverfahren Insgesamt pladiert Erol Pohlreich für eine stärkere Orientierung der verfassungsgerichtlichen Rechtsprechung am Zweck des Art 103 Abs 1 GG das Vertrauen in die Rechtspflege zu schützen

Verhör, Vernehmung, Befragung Antje Schumann, 2016-10-13 Was ist eine Vernehmung Die Regeln der Strafprozessordnung über die Vernehmung sehen zwar sowohl für die vernehmende Person als auch für die vernommene Person bestimmte Rechte und Pflichten vor Wann jedoch eine Befragung eine Vernehmung ist dies beantwortet das Gesetz nicht und das hat Folgen Denn welche Regeln gelten wenn der Staat den Bürger nicht förmlich vernimmt sondern ihn nur informatorisch befragt Wie verhält es sich mit den Rechten des Bürgers und wie mit den Pflichten des Staats in einer sogenannten verdeckten Befragung wenn der Bürger glaubt es handele sich um ein privates Gespräch von Bürger zu Bürger Antje Schumann widmet sich auf historischer und dogmatischer Grundlage sowie unter Einbeziehung von Erkenntnissen der Aussage und Vernehmungspsychologie der Bestimmung des Rechtsbegriffs der Vernehmung im Strafprozess Sie gelangt zu einer Definition die der staatlichen Ausübung von Macht bei der Aufklärung des Verdachts einer Straftat Grenzen setzt und die Rechte des befragten Bürgers wahrt Zudem weist Antje Schumann nach dass die Vernehmung die einzige im Strafverfahren zulässige Form der Befragung ist

Organtransplantation und Strafrechtspaternalismus Jörg Scheinfeld, 2016 English summary German law recognizes well intended prohibitions which are meant to protect citizens even from harming themselves Although German legislators have acted according to this sentiment in the law of organ transplantation they have not prevented a dramatic shortage of organs have not placed

responsible actors within the narrow limits of health and life saving organ donations and have not punished the transgression of these limits even in those cases where such transgressions were carried out with the best intentions Jorg Scheinfeld scrutinizes the justification for the norms of punishment both in the laws as they currently exists de lege lata in the field of criminal and constitution law and in view of a future laws de lege ferenda in the field of legal ethics Based on the donation of organs in a narrow sense Jorg Scheinfeld has as his goal to make visible the paternal sense of the current penal laws and how they relate to the fundamental principles of criminal justice German description Das deutsche Recht kennt fürsorglich gemeinte Verbote die den Burger davor schutzen sollen sich selbst zu schadigen In diesem Geiste agierend lasst sich der deutsche Gesetzgeber im Recht der Organtransplantation selbst von der dramatischen Organknappheit nicht abhalten vollverantwortlichen Akteuren enge Grenzen fur gesundheits und lebensrettende Organspenden zu ziehen und Uberschreitungen dieser Grenzen auch wenn mit bester Absicht begangen sogar zu bestrafen Jorg Scheinfeld hinterfragt die Berechtigung dieser Strafnormen de lege lata auf den Ebenen des Straf und Verfassungsrechts sowie de lege ferenda auf dem Feld der Rechtsethik Bezogen auf die Spende von Organen im engeren Sinn macht Jorg Scheinfeld die mit dem geltenden Strafrechtspaternalismus verfolgten Zwecke sichtbar und misst sie an den grundlegenden Prinzipien des Strafrechts

Reviewing **Organtransplantation Strafrechtspaternalismus Strafbewehrten Spendebegrenzungen Transplantationsrecht**: Unlocking the Spellbinding Force of Linguistics

In a fast-paced world fueled by information and interconnectivity, the spellbinding force of linguistics has acquired newfound prominence. Its capacity to evoke emotions, stimulate contemplation, and stimulate metamorphosis is truly astonishing. Within the pages of "**Organtransplantation Strafrechtspaternalismus Strafbewehrten Spendebegrenzungen Transplantationsrecht**," an enthralling opus penned by a highly acclaimed wordsmith, readers set about an immersive expedition to unravel the intricate significance of language and its indelible imprint on our lives. Throughout this assessment, we shall delve in to the book is central motifs, appraise its distinctive narrative style, and gauge its overarching influence on the minds of its readers.

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