



La justicia como igualdad de oportunidades: Posible en la política criminal en Colombia?

[

2022

text (article)

Analítica

Criminal policy in Colombia is shaped by a permanent challenge and discussion, perhaps because of the spontaneous way in which governments address crime, prevention and intervention, among others. It is an issue that is constantly controversial due to various factors, among which is the fact that the State historically has not drawn clear and long-term actions, in addition to being led by institutions that lack political and administrative force, with the consequence of not achieving real solutions to the social problems associated with crime. Therefore, it is necessary to review and question the criminal policy of the country, from the theoretical proposal of the Justice of John Rawls, for whom the concept of justice, as a social virtue, is overcoming justice as impartiality and must therefore be understood as "equal opportunities". From this perspective, Rawls proposes a conceptual theoretical description of criminal policy in Colombia based on doctrine, jurisprudence, and the different documents that regulate or frame it, in an attempt to approach the purposes of the actions of the State with respect to the prevention of crime, and its entire punitive framework; in order to contribute to the discussion and make proposals around the alternative criminal, over-criminalization and punitive legitimacy

Criminal policy in Colombia is shaped by a permanent challenge and discussion, perhaps because of the spontaneous way in which governments address crime, prevention and intervention, among others. It is an issue that is constantly controversial due to various factors, among which is the fact that the State historically has not drawn clear and long-term actions, in addition to being led by institutions that lack political and administrative force, with the consequence of not achieving real solutions to the social problems associated with crime. Therefore, it is necessary to review and question the criminal policy of the country, from the theoretical proposal of the Justice of John Rawls, for whom the concept of justice, as a social virtue, is overcoming justice as impartiality and must therefore be understood as "equal opportunities". From this perspective, Rawls proposes a conceptual theoretical description of criminal policy in Colombia based on doctrine, jurisprudence, and the different documents that regulate or frame it, in an attempt to approach the purposes of the actions of the State with respect to the prevention of crime, and its entire punitive framework; in order to contribute to the discussion and make proposals around the alternative criminal, over-criminalization and punitive legitimacy

<https://rebiunoda.pro.baratznet.cloud:28443/OpacDiscovery/public/catalog/detail/b2FpOmNlbGVicmF0aW9uOmVzLmJhcmF0ei5yZW4vMzUyMzA2MDg>

Editorial: 2022

Tipo Audiovisual: Criminal policy Rawls Legitimacy Justice Crime Penalty Política criminal Rawls Legitimidad Justicia Delito Penalidad

Documento fuente: Revista Jurídica Mario Alario D'Filippo, ISSN 2256-2796, Vol. 14, N°. 28, 2022, pags. 386-406

Nota general: application/pdf

Restricciones de acceso: Open access content. Open access content star

Condiciones de uso y reproducción: LICENCIA DE USO: Los documentos a texto completo incluidos en Dialnet son de acceso libre y propiedad de sus autores y/o editores. Por tanto, cualquier acto de reproducción, distribución, comunicación pública y/o transformación total o parcial requiere el consentimiento expreso y escrito de aquéllos. Cualquier enlace al texto completo de estos documentos deberá hacerse a través de la URL oficial de éstos en Dialnet. Más información: <https://dialnet.unirioja.es/info/derechosOAI> | INTELLECTUAL PROPERTY RIGHTS STATEMENT: Full text documents hosted by Dialnet are protected by copyright and/or related rights. This digital object is accessible without charge, but its use is subject to the licensing conditions set by its authors or editors. Unless expressly stated otherwise in the licensing conditions, you are free to linking, browsing, printing and making a copy for your own personal purposes. All other acts of reproduction and communication to the public are subject to the licensing conditions expressed by editors and authors and require consent from them. Any link to this document should be made using its official URL in Dialnet. More info: <https://dialnet.unirioja.es/info/derechosOAI>

Lengua: Spanish

Enlace a fuente de información: Revista Jurídica Mario Alario D'Filippo, ISSN 2256-2796, Vol. 14, N°. 28, 2022, pags. 386-406

Baratz Innovación Documental

- Gran Vía, 59 28013 Madrid
- (+34) 91 456 03 60
- informa@baratz.es