

Dr Marianne Wade

Senior Lecturer

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About

Dr Wade's activities currently focus on criminal justice related developments within the EU. The genesis of a European public prosecutor's office and the concept of European citizenship particularly as it relates to defence rights are focal points. This interest has also led to work focusing on the crimes of terrorism and trafficking human beings and their prevention, investigation and prosecution at a national, regional and global level. One important component of this work is comparative legal scholarship.

Current writing projects are a monograph detailing the results of an Alexander von Humboldt Foundation funded study, which, as its final stage, strives to identify key features of just multi-level criminal justice arrangements (with Prof. Erik Luna). Another seeks to distil and analyse the empirical results of the EuroNEEDs study – which identifies the need for and the needs of a European criminal justice system through 222 practitioner interviews – into an academic monograph. The **preliminary study report** (<https://www.mpicc.de/en/forschung/forschungsarbeit/strafrecht/euroneeds.html>) was published in 2011 and cited by the European Commission in its **Impact Assessment** (http://ec.europa.eu/justice/criminal/files/eppo_impact_assessment_en.pdf) backing its proposal for a European Public Prosecutor's Office .

As this demonstrates, an important aspect of Dr. Wade's work is informing policy. Further recent examples of this are **evidence provided to the House of Lords EU Select Committee** (<http://www.publications.parliament.uk/pa/ld201415/ldselect/lddeucom/53/53.pdf>) and a study delivered to the LIBE Committee of the European Parliament on "**Developing a Criminal Justice System for the European Union** (http://www.europarl.europa.eu/RegData/etudes/etudes/join/2014/493043/IPOL-LIBE_ET%282014%29493043_EN.pdf)". Previously Dr Wade has provided expert advice to i.a. the German Federal and State Committee of Data Protection Commissioners, the Rule of Law Delegation of the OSCE Spillover Mission to Skopje, the international prosecutor's office of the ECCC, the UNDP's POGAR conference, the President of the German Prosecutor-Generals' working group and the Dutch Ministry of Justice. She also works as a member of the legal expert advisory board of the NGO Fair Trials International and a criminal justice expert for the European Commission.

Qualifications

- LLB Law and German – University of Bristol
- Magistra Iura – University of Göttingen, Germany
- Doc. Jur - University of Göttingen, Germany

Biography

Dr Wade was educated in Norway, the UK and Germany before she began working for the Department of Criminology of the University of Göttingen and then the Max Planck Institute for Foreign and International Criminal Law both in Germany. She joined the University of Birmingham in 2011.

Teaching

- Criminology (LLB)
- Counter-terrorism (LLB)
- Criminal Law (LLB)
- **European Criminal Law and Justice** (</schools/law/courses/llm/modules/LLM-european-criminal-law-and-justice.aspx>) (LLM, module leader)
- **Global Crime Problems** (</schools/law/courses/llm/modules/LLM-global-crime-problems.aspx>) (LLM, module leader)

Postgraduate supervision

- European Criminal Law
- European Criminal Justice
- Comparative criminal and criminal procedure law
- Structural Developments in Criminal Justice
- Terrorism – Phenomena and Responses

Current doctoral students

The legal responses to human trafficking of women and children, and the future role of global or regional institutions in combatting this phenomenon.

Research

Dr Wade has previously done criminological work on surveillance and legal comparative work on prosecution services and criminal justice structures. Her current publications relate above all to in-depth analysis of the EuroNEEDs study – an empirical study to determine the needs for and the needs of a European criminal justice system co-financed by the Hercule programme of the European Commission and the Max Planck Institute for Foreign and International Criminal Law.

Other activities

- Co-Director of the [Institute of Judicial Administration \(/research/activity/ija/index.aspx\)](#)
- [LLM Criminal Law and Criminal Justice \(/postgraduate/courses/taught/law/criminal-law.aspx\)](#) Director
- Criminal Justice Cluster Coordinator

Publications

Key Publications

- “The European Union as a Counter-Terrorism Actor: Right Path, Wrong Direction?”, *Crime, Law and Social Change*, (2014) 62:355–383.
- ["Developing a Criminal Justice System for the European Union \(http://www.europarl.europa.eu/RegData/etudes/etudes/etudes/join/2014/493043/IPOL-LIBE_ET%282014%29493043_EN.pdf\)"](http://www.europarl.europa.eu/RegData/etudes/etudes/etudes/join/2014/493043/IPOL-LIBE_ET%282014%29493043_EN.pdf) European Parliament, 2014.
- ["General Principles of Transnationalised Criminal Justice – Exploratory Reflections \(https://www.utrechtlawreview.org/index.php/ulr/article/view/248\)"](https://www.utrechtlawreview.org/index.php/ulr/article/view/248) Utrecht Law Review, 9, 4, September 2013, pp. 165-183.
- “Judicial Control: The CJEU and the future of Eurojust” ERA Forum 14, 2, September 2013, pp. 201-214.
- “A European Public Prosecutor: Potential and Pitfalls” in “Prosecutors in multi-level governance settings” – *Crime, Law and Social Change* 59, 4, March 2013, pp. 506-609.
- “Prosecutors in Federal Structures” – transversal report in Ligeti, K. “Criminal Investigations in the EU” Hart, 2012 (with Nieto, A. and Morales, M)
- Prosecuting Trafficking in Human Beings Cases” in Perrin, B., Reichel, P. & Winterdyk, J. Trafficking Human Beings, New York et al.: CRC Press, 2012.
- Prosecutors as Judges”, *Washington and Lee Law Review*, (2010) vol. 67, issue 4, pp. 1413-1532, (with Erik Luna).
- “Genocide: The Criminal Law between Truth and Justice” in *International Criminal Justice Review*, 2009, 19, p. 150 - 174 (**Voted second runner up in the “2009 Richard J. Terrill Paper of the Year Award” February 2010**).
- “Fighting Terrorism – The Unprincipled Approach: The UK, the War on Terror and Criminal Law” in Wade, M & Maljević, A. (eds.) “A War on Terror? The European Stance on a new threat, changing laws and human rights.” Springer, New York, 2009. p. 393 – 420.
- “Prosecutors and Drugs Policy: A Tale of Six European Systems” in: *Utah Law Review*, 2009, 1, p. 153 – 174.
- “The Constitution says yes [but...] to the Lisbon Treaty - The Judgment of the Second Senate of the Federal Constitutional Court of 30 June 2009” in: [eucriam \(http://www.mpicc.de/eucriam/archiv/eucriam_09-01.pdf\)](http://www.mpicc.de/eucriam/archiv/eucriam_09-01.pdf), 2009, 1-2, p. 57 – 60.
- “The Januses of Justice – How Prosecutors Define the Kind of Justice Done Across Europe” *European Journal of Crime, Criminal Law and Criminal Justice*, 2008, Vol. 16/Issue 4, p. 433 - 455.
- *Coping with Overloaded Criminal Justice Systems*, Heidelberg: Springer, 2006, (with Joerg-Martin Jehle).
- *Society as a Challenge for International Law* in Hempel, L. /Mettelmann, J. (eds.) "Bild, Raum, Kontrolle" Suhrkamp, Frankfurt. a. M., 2005, p. 293 - 307.
- "The Legal Regulation of CCTV in Europe", *Surveillance and Society*, Vol. 2. 2004, p. 216 - 229 (published as Marianne Gras).

Books

- The Prosecutor in Transnational Perspective, Oxford: Oxford University Press. 2012 (with Erik Luna).
- “A War on Terror? The European Stance on a new threat, changing laws and human rights.” Springer, New York, 2009. (edited with Maljević, A.).
- “Coping with Overloaded Criminal Justice Systems - The Rise of Prosecutorial Power” Springer, 2006 (edited with Jehle, J.-M.).
- "Videoüberwachung in Großbritannien" (Video Surveillance in Great Britain), *Neue Kriminalpolitik*, Vol. 4/2001, p. 12 - 15 (published as Marianne Gras).
- *Kriminalprävention durch Videoüberwachung – Gegenwart in Großbritannien, Zukunft in Deutschland (Crime Prevention by Video Surveillance – Reality in Great Britain, the Future in Germany)* Baden-Baden: Nomos, 2003 (published as Marianne Gras).

Reports for Policy-Makers

- ["Developing a Criminal Justice System for the European Union \(http://www.europarl.europa.eu/RegData/etudes/etudes/etudes/join/2014/493043/IPOL-LIBE_ET%282014%29493043_EN.pdf\)"](http://www.europarl.europa.eu/RegData/etudes/etudes/etudes/join/2014/493043/IPOL-LIBE_ET%282014%29493043_EN.pdf) European Parliament, 2014.
- [EuroNEEDs preliminary study report, \(https://www.mpicc.de/en/forschung/forschungsarbeit/strafrecht/euroneeds.html\)](https://www.mpicc.de/en/forschung/forschungsarbeit/strafrecht/euroneeds.html) 2011.
- Evidence provided for: House of Lords European Union Committee, 4th Report of Session 2014-15: [The impact of the European Public Prosecutor’s Office on the United Kingdom \(http://www.publications.parliament.uk/pa/ld201415/ldselect/ldeucom/53/53.pdf\)](http://www.publications.parliament.uk/pa/ld201415/ldselect/ldeucom/53/53.pdf)

Edited Journals

- Guest Editor “Fear v. Freedom Post 9/11 - the European Perspective” Double thematic issue: Terrorism and Surveillance, of the *European Journal on Criminal Policy and Research*, New York, Springer, 2007, Volume 13/Issue 1-2, 158 pages.
- Guest Editor „Prosecution Services – Key Player in Just and Effective Criminal Justice Systems“, Double thematic issue of the *European Journal on Criminal Policy and Research*, 2008, Vol. 14/Issue 2-3, 328 pages (with Jehle J.-M.).

