

## Professor Andrew Sanders

Professor of Criminal Law and Criminology, Head of School

**[Birmingham Law School \(/schools/law/index.aspx\)](/schools/law/index.aspx)**

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### About

Professor Andrew Sanders has specialised in teaching, and researching on, criminal justice from a socio-legal perspective. His publications include a textbook (with Richard Young) *Criminal Justice* (now in its 4<sup>th</sup> edition) and numerous journal articles and contributions to edited collections. He has used his knowledge to develop and implement policy by advising on several governmental and third sector bodies, and serving on Parole Boards/Commissions. He also has Board-level experience of higher education by being a Trustee of a university-sector college, and is active in UK legal education policy through his leadership role in CHULS (Committee of Heads of University Law Schools).

Professor Andrew Sanders is Head of School at Birmingham Law School, however for the autumn semester 2014/15 he is on research leave. For Head of School enquiries in this period please contact Acting Head of School **[Dr Rosie Harding](http://www.birmingham.ac.uk/schools/law/staff/profile.aspx?Referenceld=44749)** (<http://www.birmingham.ac.uk/schools/law/staff/profile.aspx?Referenceld=44749>).

### Qualifications

- LLB (Warwick)
- MA (Criminology) (Sheffield)

### Biography

Andrew Sanders joined Birmingham early in 2010 from the University of Manchester, having previously taught at Manchester Met, Birmingham, Oxford and Bristol. He was previously Head of Manchester School of Law 2003-7.

### Teaching

- Criminal Law
- Criminology

### Postgraduate supervision

Socio-legal aspects of criminal law and justice, including most areas of criminal justice: particularly law enforcement, prosecutions, rights of suspects and victim policy

### Current doctoral supervision

Professor Sanders is currently supervising one doctoral student undertaking research in the following area:

- Is criminal law the appropriate place to punish gross negligent manslaughter?

### Research

He is currently engaged in a major AHRC-funded project, led by Margot Brazier and based at the University of Manchester, on the relationship between criminal law/justice and medicine. His main responsibility is to lead on the empirical research, mainly focussed on coronial, police and prosecution decision making. Outputs (with Danielle Griffiths) will include an edited collection on socio-legal perspectives on criminal law, criminal justice and medicine; and papers on CPS decision making in relation to medical manslaughter and on the formulation of prosecution policy for assisted suicide and mercy killing. His research in general looks at ways to integrate victim, suspect and defendant perspectives in criminal justice, using the 'freedom perspective' he developed with Richard Young in their *Criminal Justice* textbook

### Other activities

Professor Sanders is currently Head of School.

Professor Sanders is a member of the Criminal Justice Council (from 2010 to date). He is a Trustee (member of the Board of Governors) of Regents College London (2009-2012). He is also Chair of CHULS (Committee of Heads of University Law Schools) (June 2011 – December 2013). He is due to become a member of the Bar Standards Board in January 2012.

He has previously been a member of the Parole Board for England and Wales, the Northern Ireland Life Sentence Commission, and the Attorney-General's Advisory Board for the Crown Prosecution Service Inspectorate. He has also been an EU 'expert' on victim policy in criminal justice.

### Publications

## Books

- *The Case for the Prosecution* (with M. McConville and R. Leng). Routledge, 1991.
- *Criminal Justice* (with R. Young and M. Burton), 4th Ed OUP, 2010 (1st Ed, 1994, 2nd Ed 2000, 3rd Ed 2007)

## Published Reports

- *Advice and Assistance at Police Stations and the 24 Hour Duty Solicitor Scheme* (with L. Bridges, A. Mulvaney, and G. Crozier). Lord Chancellor's Department, 1989.
- *In the Interests of Justice?* (with R. Young and T. Moloney) Legal Aid Board, 1992.
- *Victims with Learning Disabilities - Negotiating the Criminal Justice System* (with J. Creaton, S. Bird, L. Weber) University of Oxford CCR, Occasional Paper 17, 1997
- *Evaluation of the 'One Stop Shop' and 'Victim Statement' Pilot Projects* (with C. Hoyle and R. Morgan), Home Office RSD, 1998
- *Taking Account of Victims' Views: A Literature Review of International Practice* Scottish Office, 1999
- *The Uses of Victim Statements* (with R. Morgan) Home Office, Research Development and Statistics Directorate, 1999
- *Community Justice: Modernising the Magistracy in England and Wales* IPPR, 2001
- *Vulnerable witnesses in the adversarial process* (with M. Burton and R. Evans) Home Office on-line report, 01/06.

## Edited Collections

- *Prosecution in Common Law Jurisdictions* Dartmouth, 1996
- *The Prosecutor of a Permanent International Criminal Court* (with L. Arbour, A. Eser, K. Ambos) Max Planck Institute, Freiburg, 2000
- *New Developments in Criminal Justice* (with B. Loveday) *Criminal Justice Matters* No 46 Winter 2001/2002
- *Medicine, Crime and Society* (with D. Griffiths) CUP (forthcoming 2011)

## Chapters in Edited Collections

- 'The Prosecution Process' In D. Moxon (ed), *Managing Criminal Justice* (HMSO, 1985)
- 'Some Dangers of Policy-Oriented Research - The Case of Prosecutions' In I. Dennis (ed), *Criminal Law and Justice* (Sweet and Maxwell, 1987)
- 'Incorporating the "Public Interest" into the Decision to Prosecute' In E. Hall-Williams (ed), *The Role of the Prosecutor* (Gower, 1987)
- 'What is wrong with the Criminal Law Syllabus?' In P. Birks (ed), *Examining the Law Syllabus* (OUP, 1992)
- 'Researching the Discretion to Charge and to Prosecute' (with M. McConville and R. Leng). In D. Downes (ed), *Unravelling Criminal Justice* (Macmillan, 1992)
- 'The Right to Legal Advice' (with L. Bridges) In C. Walker and K. Starmer (ed), *Justice in Error* (Blackstone, 1993) (2nd Edition, 1998, in *Miscarriages of Justice*)
- 'Controlling the Discretion of the Individual Officer' In R. Reiner and S. Spencer (ed), *Accountable Policing* (IPPR, 1993)
- 'Police Cautioning in England and Wales: The Acceptable Face of ADR?' In C. Samson and J. McBride (ed), *Alternative Dispute Resolution*, (U of Laval, 1993)
- 'Thinking About Criminal Justice' In M. McConville and L. Bridges (ed), *Criminal Justice in Crisis* (Edward Elgar, 1994)
- "'The Case for the Prosecution" and Administrative Criminology' (with M. McConville) In L. Noaks et al (ed), *Contemporary Issues in Criminology* (U of Wales Press, 1995)
- 'Access to Justice in the Police Station - An Elusive Dream?' In R. Young and D. Wall (ed), *Access to Criminal Justice* (Blackstone, 1996)
- 'Criminal Justice' In P. Thomas (ed), *Socio-Legal Studies* (Dartmouth, 1997)
- 'Criminal Courts in England and Wales' In I. Mackenzie (ed), *Law, Justice and Power in England* (Praeger, USA, 1998)
- 'England and Wales' In T Vander Beken and M. Kilchling (ed) *The Role of the Public Prosecutor in European Criminal Justice Systems* (KVAB, Brussels, 2000)
- 'Victim Participation in an Exclusionary Criminal Justice System' In C. Hoyle and R. Young (ed), *New Visions of Crime Victims* (Hart, 2002)
- 'From Suspect to Trial' (with R. Young) In M. Maguire, R. Morgan, R. Reiner (ed) *Handbook of Criminology* 3rd Ed (OUP, 2002) (4th Ed 2007)
- 'Prosecution Systems' In M. McConville and G. Wilson (ed) *Handbook of Criminal Justice* (OUP, 2002)
- 'Police Powers' (with R. Young) In T. Newburn (ed) *Handbook of Policing* (Willan, 2003) (2nd Ed 2008)
- 'The Forester's Dilemma: The Influence of Police Research on Police Practice' (with R Young) In L. Zedner and A. Ashworth (ed) *The Criminological Foundations of Penal Policy: Essays in Honour of Roger Hood* (Oxford, Clarendon, 2003)
- 'Social inclusion and social exclusion: the experience of victim impact statements' In J. Jackson and K Quinn (ed) *Criminal Justice Reform: Looking to the Future* (Queen's University, Belfast, 2003)
- 'Involving victims in sentencing: a conflict between the rights of victims and those of defendants?' In E. Cape (ed) *Reconciling the rights of victims and defendants* (LAG, 2004)
- 'The prosecution process in England and Wales' in P. Tak (ed) *European Prosecution Systems Vol I* (Wolf, 2004)
- 'Fair trial in England and Wales – for defendants and victims' In A. Eser and C. Rabenstein (ed) *Convergence and Divergence in Adversarial and Inquisitorial Systems* (Max Planck Institute, Freiburg, 2004)
- 'The prosecution process in England and Wales: Questionnaire update' (with I Jones) in P. Tak (ed) *European Prosecution Systems Vol II* (Wolf, 2005)
- 'The victim in court' (with I Jones) In S. Walklate (ed) *Handbook of Victims and Victimology* (Willan, Cullompton, 2007)
- 'Can coercive powers be effectively controlled or regulated?' In R. Young and E. Cape (ed) *Policing and Defending in a post-PACE World* (Hart, 2008)
- 'What was New Labour thinking? New Labour's approach to criminal justice'. In "Lessons for the coalition: New Labour and Criminal Justice" (ed A Silvestri, CCCJ, London 2010)
- 'The nature and purposes of criminal justice: the 'freedom' approach' In T. Seddon and G. Smith (ed) *Regulation and Criminal Justice* (CUP 2010)
- 'The prosecution of health care professions for gross negligence manslaughter: luck or lack of judgement?' (with D. Griffiths). In *Medicine, Crime and Society* (with D. Griffiths) (CUP forthcoming 2011)

## Full Length Journal Articles

- 'Guilt, Innocence and Jury Acquittals' *Howard Journal of Criminal Justice* (1979) 18:7
- 'The CLRC Working Paper on Prostitution' (with R. Leng) *Criminal Law Review* (1983) p.644

- 'Prosecution Decisions and the Attorney-General's Guidelines' *Criminal Law Review* (1985) p.4
- 'Class Bias in Prosecutions' *Howard Journal of Criminal Justice* (1985) 24:176
- 'Arrest, Charge and Prosecution' *Legal Studies* (1986) 6:257
- 'An Independent Crown Prosecution Service?' *Criminal Law Review* (1986) p.16
- 'Constructing the Case for the Prosecution' *Journal of Law and Society* (1987) 14:229 (reproduced in Lacey N (ed) *Reader on Criminal Justice*, OUP, 1994)
- 'Personal Violence and Public Order: Prosecution of Domestic Violence in England and Wales' *International Journal of the Sociology of Law* (1988) 16:359
- 'The Limits to Diversion from Prosecution' *British Journal of Criminology* (1988) 28:513
- 'Rights, Remedies and the Police and Criminal Evidence Act' *Criminal Law Review* (1988) p.802
- 'Access to Legal Advice and Police Malpractice' (with L. Bridges) *Criminal Law Review* (1990) p.494
- 'Reforming the Prosecution System' *Political Quarterly* (1992) 63:25
- 'The Rule of Law, Due Process and Pre-Trial Criminal Justice' (with R. Young) *Current Legal Problems* (1994) p.125
- 'Royal Commission on Criminal Justice: A Confidence Trick?' (with R. Young) *Oxford Journal of Legal Studies* (1994) 14:435
- 'The PACE Regime for Suspects Detained by the Police' (with R. Young) *Political Quarterly* (1995) 66:126
- 'Descriptive or Critical Sociology - The Choice is Yours' (with M. McConville and R. Leng) *British Journal of Criminology* (1997) 37:347
- 'What Principles Underlie Criminal Justice Policy in the 1990s?' *Oxford Journal of Legal Studies* (1998) 18: 533
- 'Police Response to Domestic Violence: From Victim Choice to Victim Empowerment' (with C. Hoyle) *British Journal of Criminology* (2000) 40: 14 (reproduced in Freeman M (ed) *Domestic Violence* Ashgate, 2008)
- 'Victim Impact Statements: Can't Work, Won't Work' (with C. Hoyle, R. Morgan, E. Cape) *Criminal Law Review* (2001) p. 447
- 'Core Values, The Magistracy and the Auld Report' *Journal of Law and Society* (2002) 29: 324
- 'The Ethics of Prosecution Lawyers' (with R. Young) *Legal Ethics* (2004) 7: 190
- 'Implementing Special Measures for Vulnerable and Intimidated Witnesses: The Problem of Identification' (with M. Burton and R. Evans) *Criminal Law Review* (2006) p 229
- 'Protecting Children in Criminal Proceedings: parity for child witnesses and defendants' (with M. Burton and R. Evans) *Child and Family Law Quarterly* (2006) 18: 397.
- 'Vulnerable and Intimidation Witnesses and the Adversarial Process in England and Wales' (with M. Burton and R. Evans) *International Journal of Evidence and Proof* (2007) 11: 1.
- 'The investigation and prosecution of regulatory offences: is there an economic case for integration?' (with N. Garoupa and A. Ogus) (*Camb LJ* 2011 forthcoming)

## Expertise

Criminal law and criminal justice; victims of crime; member of the Parole Commission for Northern Ireland and of the Criminal Justice Council for England and Wales; former member of the Parole Board for England and Wales

Alternative contact number available for this expert: [contact the press office \(http://www.birmingham.ac.uk/news/contacts/index.aspx\)](http://www.birmingham.ac.uk/news/contacts/index.aspx)

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