

EDITORIAL

TREND TOWARDS A NEW PUNITIVITY? – CORPORATE CRIMINAL LIABILITY IN FOCUS

This issue focuses on the sanctioning of corporate crime. The reason and background for this is a planned change in the law in Germany, which could have an impact on companies worldwide, if they engage in commercial activities in Germany. This would allow Germany to adapt to a worldwide trend: While corporate criminal law has been established, for example, in the U.S. for more than 100 years, in Europe it was not until the 1980s that corresponding laws were created. In Germany, sanctions against companies were previously only possible below the threshold of criminal law. Despite this fact, fines imposed under German law have already been in line with international standards for comparable offenses.

In this edition, three articles introduce the current discussion in Germany and introduce the draft law. Two further articles report the legal situation in Belgium and Sweden. The review published in this edition, written by two Swiss authors, refers to a paper in the field of health care compliance. Together with his colleague, one of the authors also contributes an article on money laundering. Such acts can also be a connecting point for sanctions against participating companies.

We intend to continue the presentation on current developments in the area of corporate criminal liability, and are interested in articles from all over the world. We eagerly await your respective impulses and hope you enjoy the lecture of this special issue!

With our best regards,



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