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corporate officials who seek to insulate their companies from criminal liability' 36 Since larger corporations are more likely to be the subject of criminal proceedings, Gobert contends, that 'it propounds a theory of corporate liability which works best in cases where it is needed least and works least in cases where it is needed most' 37

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issue is viewed See, for a legal perspective, Celia Wells, *Corporations and Criminal Responsibility*, 2nd ed, Oxford University Press, Oxford, 2001, p 1: 'This is a book about the criminal liability of corporations', and, for a philosophical perspective, Thomas Donaldson, *Corporations and Morality*, Englewood Cliffs,

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11 AW Nome, 'A Critique of Criminal Causation' (1991) *MLR* 6@ pp 689, 693 12 See C Wells, *Corporations and Criminal Responsibility* (Oxford: Clarendon Press, 1993) 0 *The Modern Law Review Limited* 1993 it n 9, pp 233-256 623

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4 See my *Corporations and Criminal Responsibility* (Oxford: Clarendon Press, 1993), pp 100- 101 5 eg *Mouse11 v London and North Western Rlwy*

[1917] 2 KB 836 n 4 above, p 99 7 Moore v Bresler [1944] 2 All ER 515; R v ICR Haulage (1944) 30 Cr App R ...

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LJ 473, 477-478 (2006) (suggesting that criminal liability for corporations as entities would deter corporate misconduct by assigning blame to the corporation itself as the wrongdoer) 3 The Concise Oxford Dictionary of Quotations 259 (2d ed, Oxford U Press 1981) (quoting Edward, First Baron Thurlow 1731-1806)

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criminal responsibility of corporate entities for their involvement in international crimes international law towards the recognition of direct responsibility of corporations for human rights compliance<sup>8</sup> The aim of this article, however, (Oxford University Press 2006)

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<sup>13</sup> See generally, L Leigh The Criminal Liability of Corporations in English Law (1969, Weidenfeld and Nicholson); C Wells Corporations and Criminal Responsibility (2nd ed, 2001, Oxford University Press); J Clough and C Mulhern The Prosecution of Corporations

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