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OF INTERNATIONAL SIGNIFICANCE**

ARCHIBALD REISS DAYS

Volume I



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INTERNATIONALE RECHTLICHE
ZUSAMMENARBEIT E.V.



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GERMAN FOUNDATION FOR INTERNATIONAL LEGAL COOPERATION (IRZ)

MEĐUNARODNI NAUČNI SKUP
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TWO THEORETICAL CONCEPTS: 'CRIMINALISTIC STRATEGY' AND/OR 'STRATEGIC APPROACH IN CRIMINAL POLICE WORK'- WHICH OF THESE TWO GIVES MORE?

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Abstract: This paper primarily focuses on basic stands related to the concepts: strategic actions of criminal police and criminalistic strategy found in the literature. Additionally, it treats questions related to the structure of criminalistic strategy, relation between criminalistic strategy, criminalistic tactics and criminalistic methodics and other strategic approaches in police, different kinds of methods applied in the strategic approach. Finally, similarities, differences, theoretical and practical consequences between concepts 'criminalistic strategy' and 'strategic approach in the work of criminal police' are discussed.

Keywords: criminal police; criminalistic strategy; strategic approach

PRELIMINARY DISCUSSIONS

Term criminalistic strategy (or strategy of criminal investigation), as a specific approach to crime control which is, per definitionem, broader and wider by far than traditional reactive approach is not generally accepted in criminalistics (criminal investigation) and not researched enough. When it comes to content and the meaning of the term, the views are different: is there a place for it in the criminalistics science? If this term enters criminalistics the question is where is its place (or does it have it at all) in criminalistics' structure; what kind of relation is there between it and other similar terms and institutes within criminalistics etc?

STRATEGIC CONDUCT OF CRIMINAL POLICE IN THE COUNTRIES OF ANGLO-SAXON AREA

In the English speaking countries terms criminalistic strategy and criminalistics are not used as they are in continental part of Europe. Instead of criminalistics the English speaking countries use the term criminal investigation. There is no term criminalistic strategy. Numerous expressions which comprise similar, but somewhat broader content are used (crime control strategy, strategic policing etc.) It is necessary to emphasize that in these countries it is not questionable that criminal police have to maintain strategic approach in their work. There is a whole line of concepts which are generally accepted in science and practice and they are based on the idea of strategic approach in the work of criminal police. For example, community policing¹; the concept of problem-oriented policing². Intelligence Led Policing –ILP had the most important influence on development of learning about strategic approach in criminal police work. Ratcliffe specifically pointed to the significance of strategic approach within ILP.³ Strategic use of criminal intelligence information is incorporated in system roots of British national intelligence model.⁴ In other papers it was written about these concepts in detail.⁵

STUDYING ABOUT CRIMINALISTIC STRATEGY IN GERMANY

During the eighties and the nineties, of the last century in Germany, started the publishing of researches about criminal forecast and criminalistic strategy as comprehensive approaches

- 1 Trojanowitz, R., Bucqueroux, B.: *Community Policing, How to Get Started*, Anderson Publishing co. Cincinnati, 1994;
- 2 Palmiotto, M.: *Community Policing, A Policing Strategy for the 21 st Century*, An Aspen Publication, Gaithersburg, 2000.
- 3 Skogan, W., at all: *On the Beat, Police and Community Problem Solving*. Westview Press, Oxford, 1999; Goldstein, H. *Problem-Oriented Policing*, McGraw-Hill. Inc., New York, 1990.
- 4 Ratcliffe, J.: *Intelligence-Led Policing*, Willan Publishing, Devon, 2008, p. 8.
- 5 See Guidance on the National Intelligence Model (NIM 2005).
- 6 for example Simonović, B.: Nove metode kriminalističkog planiranja, *Bezbednost*, broj 5, 2002a, 685–716.; Simonović, B., Mitrović, D.: *Saradnja u okviru kriminalističkog obaveštajnog rada*. U: Matijević, Mile (ur.). *Međunarodna i nacionalna saradnja i koordinacija u suprotstavljanju kriminalitetu*: zbornik radova, Banja Luka 22-23. oktobar 2010. Banja Luka: Internacionalna asocijacija kriminalista, 2010, pp.199-222.

which aim to see further and in the German Ministry of Internal Affairs the analysis of crime began - *Strategische Kriminalistik*.

While defining the term criminalistic strategy, strategic approaches for affecting crime control, one, criminalistic strategy comprises criminalistic methods.

According to the second group, the application of criminalistic strategy from the second group was different from them, criminalistic strategy is a behaviour, whole crime control field which studies ways of crime control helped by global, planned (long-term) efficiency level. Preventive and These activities can be criminalistic, social activities etc. According to criminal police, but for other criminalistic structure along with criminalistic methodics.⁹

In German field of criminalistics etc. are not discussed anymore. Being published about certain strategy methods and their influence on contemporary strategic management analysis of risk, application of statistical methods in criminalistics etc.

STUDYING

WHICH A RUSSIAN

In Russian criminalistics the Russian school of criminalistics classic division of criminalistics into criminalistic tactics and criminalistic strategy. Authors who think that significant concept about the nature of crime among authors who think that something needs to be changed.

- 6 for example Kube, Störzer, Tim (ed.) *Strategische Kriminalistik*, Richard Boorberg Verlag, 1992, pp. 1-10.
- 7 Stübner, D. F.: *Strategische Kriminalistik*, Springer, Berlin, 2001, pp. 1-10.
- 8 see Dvoršek, A.: *Kriminalistički aspekti strategije*, Ljubljana, 2001, pp. 20.
- 9 for example Kube, Störzer, Tim (ed.) *Strategische Kriminalistik*, Richard Boorberg Verlag, 1992, pp. 1-10.
- 10 Kluge, R., Stiermann, C.: *Die Entwicklung der Kriminalistik*, BKA, *Kriminalistik*, 63 (11), 2009, pp. 396-402.
- 11 for example Lehmann, A., Bertram, H.: *Strategische Kriminalistik*, pp. 396-402.
- 12 Mischkowitz, R., Becker, H.: *Die Entwicklung der Kriminalistik*, BKA, *Kriminalistik*, 63 (11), 2009, pp. 396-402.
- 13 Ищенко, Е.П.: К вопросу о стратегии расследования преступлений, *Юридическая академия*, 2010, pp. 1-10.

