

k
by B B

Submission date: 17-Mar-2021 05:47AM (UTC-0700)

Submission ID: 1535316410

File name: Department_of_Justice.edited.docx (12.34K)

Word count: 467

Character count: 2501

Preventing Misconduct in the Department of Justice

Name

Institution

Course

Instructor

Date

Preventing Misconduct in the Department of Justice

America is a country founded on democratic ideals and the rule of law. Unfortunately, the tenure of the former president, Donald Trump, made us question these ideals. The central talking point was how the Trump administration eroded the gains made over the years in dealing with corruption, inclusivity, and human rights. At the center of the ills of Trump's administration is former Attorney General William Barr's actions.

Question 1

Having seen how members of the executive can influence the outcome of serious investigations. Like in the Mueller report, Biden's administration must move quickly and issue regulations barring members of the presidential administration from obstructing and unduly influencing an investigation by the Department of Justice. The reason behind this is that the Department of Justice should and must remain impartial when adjudicating on serious matters that touch on criminal activities in the white house or the United States of America's sovereignty.

Question 2

The Department of Justice (DOJ) is an arm of government that gets its mandate from the constitution. In that regard, the departments' fidelity to the constitution and the rule of law should be absolute. That is why the DOJ should not come up with unnecessary regulations explaining administrative policy decisions to Congress, as long as their decisions adhere to the rule of law. One crucial issue to highlight is that the DOJ must be apolitical, and unnecessary engagements with Congress might further influence their decisions because Congress comprises politicians and not technocrats.

Question 3

DOJ is one of the stakeholders in the administration of justice. In that regard, the department's Inspector General must have the necessary powers to investigate allegations of improper conduct for prosecution. However, this power must be regulated because individuals in this capacity with such powers can abuse their power by embarking on a witch hunt. The best way to go about it is to limit the Inspector General's powers by tasking him to form a committee to investigate such allegations and come up with recommendations, among them prosecution. This is better because a single entity will not make decisions.

Question 4

Congress is mandated to oversight the government. The DOJ is an arm of the government whose members can be summoned to appear before Congress to explain their conduct, among other issues. In this regard, Congress must safeguard the public interest by coming up with legislation compelling the DOJ and the Attorney general to act in fidelity to the law and not the head of state. Trump's era taught us that we must invest in independent institutions to avert actions that subvert the rule of law and common decency. Therefore, Congress must move with speed to avert what happened during Trump's tenure.

k

ORIGINALITY REPORT

0%

SIMILARITY INDEX

0%

INTERNET SOURCES

0%

PUBLICATIONS

%

STUDENT PAPERS

PRIMARY SOURCES

Exclude quotes Off

Exclude bibliography Off

Exclude matches Off