

La concezione del diritto criminale in Benedetto Croce: le funzioni della pena

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The Conception of Criminal Law in Benedetto Croce's Philosophy: the Purposes of Punishment

Abstract: This essay deals with the subject of the purpose and function of criminal punishment in the philosopher Benedetto Croce's *Frammenti*, which were newly collected and edited in the 1931 volume *Etica e Politica*. Croce introduces a theory of the punishment ("emenda"), based on expiation and on contrition, far from any kind of "retribution" or "dissuasion".

Keywords: Benedetto Croce, Criminal law, Purpose of punishment, Expiation.