

By J G Riddall Jurisprudence 2

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joseph raz zählt zu den bedeutendsten autoren der zeitgenössischen rechtsphilosophie im deutschsprachigen raum ist sein werk aber kaum bekannt david kuch schliesst mit der vorliegenden studie diese rezeptionslucke er unternimmt erstmals eine breitere aufarbeitung von raz schriften aus rechtswissenschaftlicher perspektive anhand der primärliteratur spannt er den bogen vom handlungsbegriff über die normentheorie zur theorie des rechts als der einzigen sozialen institution mit umfassendem autoritätsanspruch ist die entstehung genuin rechtlicher handlungspflichten möglich welche begründungslasten ergeben sich für sie welche rolle spielen sanktionen joseph raz verhilft klassischen themen zu neuer form indem er ältere antwortversuche etwa von hart bentham kelsen und dworkin kritisch be und hinterfragt sein ergebnis das recht

nimmt sehr viel mehr autorität für sich in anspruch als es besitzt

this innovative book extensively probes and reveals the existence of legal fictions in international law developing a theory of their effectiveness and legitimacy reece lewis argues that since legal fictions exist in all systems and types of law international law is no different and deserves discrete detailed examination

this book examines how existing arbitration procedures can be adapted to cope with disputes stemming from internet transactions

this volume represents key scholarship on the issue of parental rights and responsibilities selected from a dense forest of literature the collection offers an overview of the subject and covers topics such as underlying rationales of who or what is a parent legal concepts of parent and their linkage the legal parent accommodating complexity the nature and scope of parental rights shared parental responsibility and parental rights and the state

the third in a series of three volumes on contemporary legal theory this volume deals with four topics 1 the role of legal theory in the legal curriculum 2 the teaching of legal theory 3 the relationship of legal theory to legal scholarship and 4 the relationship of legal theory to comparative law the focus of the first two topics is on the common law world where the debates over the aims and proper place of legal theory in the study of law have traversed a good deal of ground since john austin s 1828 lecture the uses and the study of jurisprudence these first two parts offer a selection of the most important papers including surveys as well as pedagogical viewpoints and particular course descriptions from analytical critical feminist law and literature and global perspectives the last three decades have seen just as many changes for legal scholarship and comparative law these changes such as the rise of empirical legal scholarship have often attracted the attention of legal theorists within comparative law the last thirty years have witnessed intense methodological reflection within the discipline the results of these reflections are themselves properly recognised as legal theoretical contributions the volume collects the key papers including those by neil maccormick mark van hoecke andrew halpin william ewald and geoffrey samuel

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