

*Edited by Donald A. Wittman*

**ECONOMIC  
ANALYSIS  
OF THE  
LAW**

*Selected Readings*



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# Economic Analysis Of The Law Selected Readings

**Donald A. Wittman**



## **Economic Analysis Of The Law Selected Readings:**

**Economic Analysis of the Law** Donald A. Wittman, 2008-04-15 Providing students with a solid grounding in the economic analysis of the law this reader brings together edited versions of diverse and challenging journal articles into a unified collection Chosen to provoke thought and discussion these carefully streamlined articles apply economic theories to many aspects of the law from intellectual property corporate finance and contracts to property rights family law and criminal law Provides real life examples and implications of economic theory Creates a unified vision of the law showing the interconnections between the various fields Covers a broad range of topics from intellectual property and corporate finance to family and criminal law Encourages intuitive understanding and applications of the economic principles due to reduced mathematical content

**Selected Reading in Quantitative Urban Analysis** Samuel J. Bernstein, W. Giles Mellon, 2013-10-22 Selected Readings in Quantitative Urban Analysis focuses on the use of quantitative approaches in analyzing urban problems The areas discussed are overall urban models urban models dealing with the basic economic factors of urban life workers and jobs housing and transportation urban models dealing with the provision of basic services education health care fire police water and sanitation urban models dealing with the provision of the luxuries of urban life theater ballet symphony urban models dealing with how the decisions to provide these factors are made policy formulation and the resolution of conflicting priorities This book is comprised of 11 chapters and begins with an outline of the major areas of urban life analyzed in a quantitative manner Urban modeling is then introduced and problems and pitfalls in urban model building are considered The next section looks at the economic base of urban life with emphasis on labor markets and labor force urban housing markets and housing policy and policy and policy models in transportation Subsequent chapters explore essential urban services including public education community health services fire protection sanitation and emergency medical services The remaining sections discuss the amenities of urban life and urban politics and policy This monograph should be useful to urban administrators and planners as well as students interested in urban problems

**Law and the Management of Disasters** Alexia Herwig, Marta Simoncini, 2016-12-01 Disasters raise serious challenges for contemporary legal orders they demand significant management but usually amidst massive disruption to the normal functioning of state authority and society When dealing with disasters law has traditionally focused on contingency planning and recovery More recently however resilience has emerged as a key concept in effective disaster management policies and strategies aiming at minimising the impact of events so that the normal functioning of society and the state can be preserved This book analyses the contribution of law to resilience building by looking at law's role in the different phases of the disaster regulatory process risk assessment risk management emergency intervention and recovery More specifically it addresses how law can effectively contribute to resilience oriented disaster management policies and what legal instruments can support effective resilience building

**Law and Economics in Europe** Klaus Mathis, 2013-11-11 This anthology illustrates how law and

economics is developing in Europe and what opportunities and problems both in general and specific legal fields are associated with this approach within the legal traditions of European countries The first part illuminates the differences in the development and reception of the economic analysis of law in the American Common Law system and in the continental European Civil Law system The second part focuses on the different ways of thinking of lawyers and economists which clash in economic analysis of law The third part is devoted to legal transplants which often accompany the reception of law and economics from the United States Finally the fourth part focuses on the role economic analysis plays in the law of the European Union This anthology with its 14 essays from young European legal scholars is an important milestone in establishing a European law and economics culture and tradition

Causation in Competition Law Damages Actions Claudio Lombardi,2020-01-02 Elucidates the concept of causation in competition law damages and outlines its practical implications through relevant case law

*In Search of Corporate Accountability* Stefan H. C. Lo,2016-01-14 There is currently much debate over corporate social responsibility on whether business companies should look beyond shareholder primacy and profit maximisation to act for the benefit of others It is generally agreed however even amongst advocates of shareholder primacy that profit maximisation should only be achieved within the framework of external laws regulating the conduct of individuals and companies generally If the objectives of such external laws are not to be defeated then it is important for controllers of companies to ensure corporate compliance with the law Despite this controversies have arisen where corporate enterprises may have improperly flouted or evaded liabilities under the law Against this background it is argued in this book that it is necessary to ensure that responsible persons are accountable under the law so as to promote compliance with legal regulations in the corporate context Individuals or entities behind the company who are responsible for wrongful conduct should be held liable under the law whether it be tort law or statutory regulation Some counter that the corporate law principles of limited liability and separate entity have the primacy to effectively shield those behind the company from at least certain types of liability However it is undesirable for corporate insiders to hide behind the company to avoid tortious or statutory liabilities This book adopts a theory of interactive corrective justice that is applied in the corporate context to justify the imposition of civil liability on responsible directors shareholders and other corporate participants under Anglo Australian law In light of this theoretical framework possibilities of rectifying deficiencies in the law through judicial development of existing legal principles are examined To the extent that appropriate directions in the law cannot be achieved via judicial development of the law the book also investigates possibilities of statutory reform

**Bibliography of Law and Economics** B. Bouckaert,G. de Geest,2013-04-18 Law and economics can be considered as the most exciting development in legal scholarship in recent decades This volume is the first all encompassing bibliography in this area It lists approximately 7000 publications covering the whole area of law and economics including old law and economics topics such as antitrust law labor law tax law social security economic regulation etc as well as new law and economics with such topics as tort law

contract law family law procedure criminal law etc The volume also includes the literature on the philosophical foundations and the fundamental concepts of the approach Part Two gives a special survey of law and economics publications in Europe written in other languages than English The Bibliography of Law and Economics is an invaluable reference work for students scholars lawyers economists and other people interested in this field

### **American Political Science Research Guide**

George W. Johnson, 2012-12-06 The American Political Science Research Guide to their efforts Individuals in administration is a new series dealing generally with American positions will also find that the APSRG offers a means for keeping current on public opinion government and specifically with public administration state and local government policy questions despite the normal restriction of the legislative and executive branches and conditions of time and circumstance the judiciary The key to the entire program is the use of the database of the Political Science Series of As an innovative idea the APSRG is an approach to political research which focuses upon a the Universal Reference System Combining a single area within the discipline of political science of the definitive URS Supplement and a science The first in a proposed series of refined indexing procedure the APSRG is produced under the supervision of the same scholarly representative of the guiding principle of providing who develop that annual supplement

### **Muslim Family Law in Western Courts** Elisa

Giunchi, 2014-03-26 This book focuses on Islamic family law as interpreted and applied by judges in Europe Australia and North America It uses court transcriptions and observations to discuss how the most contentious marriage related issues consent and age of spouses dower polygamy and divorce are adjudicated The solutions proposed by different legal systems are reviewed and some broader questions are addressed how Islamic principles are harmonized with norms based on gender equality how parties bargain strategically in and out of court and how Muslim diasporas align their Islamic worldview with a Western normative narrative

### **The Governing Law of Companies in EU Law** Justin Borg-Barthet, 2012-04-09

The manner in which the governing law of companies is determined has attracted much attention from academics and practitioners alike ever since the European Court of Justice began receiving references for preliminary rulings regarding the compatibility of protective conflict of corporate law norms with the EC Treaty provisions concerning freedom of establishment Although recent developments have been less controversial than the ground breaking judgment in Centros they have not only consolidated the general thrust of liberalisation occasioned by the Court of Justice but have added new dimensions to the regulatory landscape These developments include amendments to the European constitutional order enshrined in the Lisbon Treaty European legislation on cross border mergers the proposed statute for a European Private Company the judgment of the Court of Justice in Cartesio and a Commission communication that contemplates the introduction of legislation on the governing law of companies This book examines these recent developments and appraises the current law as well as the foreseeable trajectory of the law within a theoretical setting that addresses the socio economic and legal theoretical concerns associated with choices of the governing law of companies In addition to considering the

present and probable future state of EU law the book also develops new theoretical perspectives and proposes novel solutions to long standing dilemmas In particular it suggests that the use of information technology may render possible previously impossible compromises between party autonomy and the proper locus of prescriptive sovereignty

*An Introduction to the Legal System of the United States, Fourth Edition* E. Allan Farnsworth, 2010-07-16

An Introduction to the Legal System of the United States Fourth Edition is an updated edition of the classic and world renowned general introduction to the structure and function of the legal system of the United States by E Allan Farnsworth It is especially useful for those readers who lack familiarity with fundamental establishments and practices It includes a new introduction by Steve Sheppard

**Lex Populi** William P. MacNeil, 2007 This is a book about jurisprudence or legal philosophy The legal philosophical texts under consideration are to say the least unorthodox Tolkien Buffy the Vampire Slayer Harry Potter Million Dollar Baby and other cultural products are all referenced as exemplary instances of what the author calls lex populi people s or pop law There more than anywhere else will one find the leading issues of legal philosophy These issues however are heavily coded for few of these pop cultural texts announce themselves as expressly legal Nonetheless Lex Populi reads these texts jurisprudentially that is with an eye to their hidden legal philosophical meanings enabling connections such as Tolkien s Ring as Kelsen s grundnorm vampire slaying as legal language s semiosis Hogwarts as substantively unjust and a seriously injured young woman as termination s rights bearer In so doing Lex Populi attempts not only a jurisprudential reading of popular culture but a popular rereading of jurisprudence removing it from the legal experts in order to restore it to the public at large a lex populi by and for the people

**On the Idea of Owning Ideas: the philosophical foundations of intellectual property** Roland Spitzlinger, The recent proliferation of intellectual property has caused much public disagreement over the nature and legitimacy of owning immaterial goods How is it that we believe in ownership of intangible abstract goods like music software and design and even colors and smells Who came up with the idea of legally owning ideas and which rationales are behind it The author Roland Spitzlinger investigates the philosophical foundation and legitimacy of intellectual property rights He takes the reader back to the historical roots of patents in the sixth century B C E and asks if traditional property regimes can really be extended to non material goods What can we learn from arguments proposed by John Locke G W F Hegel and Jean Jacques Rousseau and how could their thoughts help to better understand the ongoing dispute between supporters and critics of patent and copyright law today This book is aimed at those interested in the philosophical discussion of intellectual property rights a concept that has entered all aspects of modern life and which is likely to cause ever growing social and political disturbance in the years to come

**The Encyclopedia of Public Choice** Charles Rowley, Friedrich Schneider, 2008-01-25 The Encyclopedia provides a detailed and comprehensive account of the subject known as public choice However the title would not convey sufficiently the breadth of the Encyclopedia s contents which can be summarized better as the fruitful interchange of economics political science and moral philosophy on the basis

of an image of man as a purposive and responsible actor who pursues his own objectives as efficiently as possible This fruitful interchange between the fields outlined above existed during the late eighteenth century during the brief period of the Scottish Enlightenment when such great scholars as David Hume Adam Ferguson and Adam Smith contributed to all these fields and more However as intellectual specialization gradually replaced broad based scholarship from the nineteenth century onwards it became increasingly rare to find a scholar making major contributions to more than one Once Alfred Marshall defined economics in neoclassical terms as a narrow positive discipline the link between economics political science and moral philosophy was all but severed and economists redefined their role into that of the humble dentist providing technical economic information as inputs to improve the performance of impartial benevolent and omniscient governments in their attempts to promote the public interest This indeed was the dominant view within an economics profession that had become besotted by the economics of John Maynard Keynes and Paul Samuelson immediately following the end of the Second World War

Economic Analysis, Moral Philosophy and Public Policy Daniel M. Hausman, Michael S. McPherson, 2006-03-20 This 2006 book shows through accessible argument and numerous examples how understanding moral philosophy can improve economic analysis how moral philosophy can benefit from economists analytical tools and how economic analysis and moral philosophy together can inform public policy Part I explores rationality and its connections to morality It argues that in defending their model of rationality mainstream economists implicitly espouse contestable moral principles Part II concerns welfare utilitarianism and standard welfare economics while Part III considers important moral notions that are left out of standard welfare economics such as freedom rights equality and justice Part III also emphasizes the variety of moral considerations that are relevant to evaluating policies Part IV then introduces technical work in social choice theory and game theory that is guided by ethical concepts and relevant to moral theorizing Chapters include recommended readings and the book includes a glossary of relevant terms

*The Use of Economic Analysis in Valuing Natural Resource Damages* Edward J. Yang, Roger C. Dower, Mark Menefee, 1984

*The Elements and Dynamic Systems of Economic Growth and Trade Models* Bjarne S. Jensen, 2025-04-15 This updated and expanded book examines the fundamentals of economic growth models as expressed by dynamic systems of nonlinear differential equations With homogeneous dynamic systems as the unifying mathematical framework the time paths and long run stability properties of the solutions to classical neoclassical and modern macroeconomic growth models are analyzed The general structure and solutions of two sector and multi sector growth models are also explored with special attention given to the evolution of output compositions and sectoral factor allocations involved in Walrasian general equilibrium dynamics Ramsey optimal growth saving models with variable intertemporal substitution non homothetic utility are discussed to demonstrate the ability to generate a realistic historically observed evolution of economic per capita growth rates and saving rates The book aims to highlight how basic economic growth models can be extended widely including international trading economies world market prices commodity trade

patterns and issues related to globalization migrations and international factor movements It will be relevant to students and researchers interested in economic growth and trade policy *Document Retrieval Index* ,1974 **Handbook on the History of Economic Analysis Volume III** Gilbert Faccarello,Heinz D. Kurz,2016-07-27 This unique troika of Handbooks provides indispensable coverage of the history of economic analysis Edited by two of the foremost academics in the field the volumes gather together insightful and original contributions from scholars across the world The encyclopaedic breadth and scope of the original entries will make these Handbooks an invaluable source of knowledge for all serious students and scholars of the history of economic thought **Journal of Economic Literature** ,2006-06

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