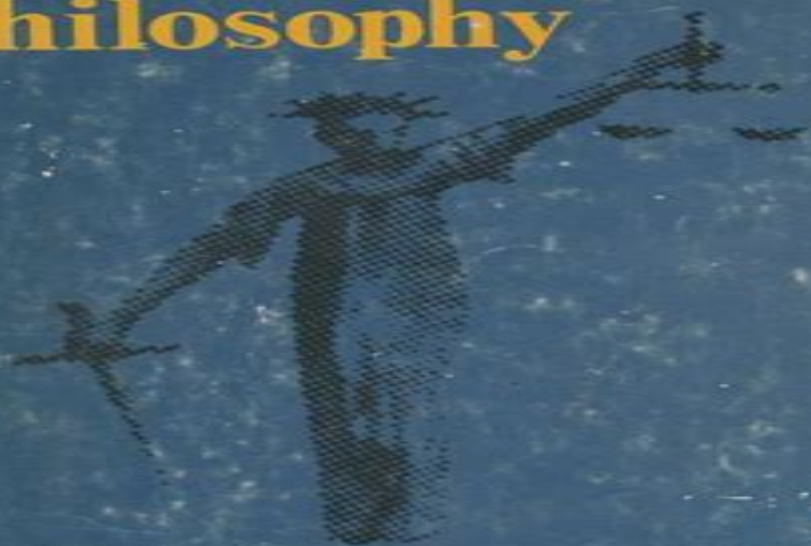


Essays in Legal Philosophy



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Essays In Legal Philosophy

Robert Summers



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Essays in Legal Philosophy Eugenio Bulygin, 2015-07-09 Eugenio Bulygin is a distinguished representative of legal science and legal philosophy as they are known on the European continent no accident given the role of the civil law tradition in his home country Argentina Over the past half century Bulygin has engaged virtually all major legal philosophers in the English speaking countries including H L A Hart Ronald Dworkin and Joseph Raz Bulygin's essays several written together with his eminent colleague and close friend Carlos E Alchourrón reflect the genre familiar from Alf Ross's *On Law and Justice* Hans Kelsen's *Pure Theory of Law* and Georg Henrik von Wright's *Norm and Action* Bulygin's wide ranging interests include most of the topics found under the rubric of analytical jurisprudence interpretation and judicial reasoning validity and efficacy of law legal positivism and the problem of normativity completeness and consistency of the legal system the nature of legal norms and the role of deontic logic in the law The reader will take delight in the often agreeably unorthodox character of Bulygin's views and in his hard hitting arguments in defence of them He challenges the received opinion on gaps in the law on legal efficacy on permissive norms and on the criteria for legal validity Bulygin's essays have been wellnigh inaccessible in the past appearing in specialized journals often in Spanish or German They are now available for the first time in an English language collection *Essays in Legal Philosophy* Robert S. Summers, 1976-01-01 **More Essays in Legal**

Philosophy Robert S. Summers, 1971-01-01 Law, Reason, and Justice Graham Hughes, 1969 *Law and the Social Order* Morris Raphael Cohen, 1967 **On Guilt and Innocence** Herbert Morris, 1976 **Law and interpretation** Andrei Marmor, 1995 **Philosophy of Law** John Finnis, 2011-04-07 John Finnis has been a central figure in the fundamental re-shaping of legal philosophy over the past half century This volume of his *Collected Essays* shows the full range and power of his contributions to the philosophy of law The volume collects nearly thirty papers on the foundations of law's authority major theories and theorists of law legal reasoning revolutions rights and law and the logic of law making The essays collected include Finnis recent appreciations and root and branch critiques of Hart's legal and political theories his engagements with other central figures and works in the field including Dworkin's *Law's Empire* Raz on authority and coordination Coleman Leiter and Gardner on legal positivism and naturalism Aquinas as founder of legal positivism Weber on the fact value distinction and legitimation Unger on indeterminacy in law Posner on intention and economics Kelsen and courts on revolutions game theory and rational choice theory with misinterpreters of Hohfeld on rights logic John Paul II on voting for unjust laws analogy's role in legal reasoning the distribution of constitutional authority in the Empire and its dissolution the judicial opportunism of separation of powers doctrine in the Australian constitution the architecture of Blackstone's *Commentaries* restitution in civil wrongs and many other aspects of law and legal theory Several papers bring to bear his extensive work as a constitutional adviser and lawyer on persistent problems of constitutional theory Previously unpublished papers include two on critical or post modern legal theory and an introduction reflecting on legal philosophy's development

and future **Legal Point of View** Aulis Aarnio,1978 *The Structure and Process of International Law* Ronald Saint John MacDonald,1991 **The Structure and Process of International Law** Ronald St. J. Macdonald,Douglas M. Johnston,1983

Utility, Publicity, and Law Gerald J. Postema,2019-07-29 The essays in this volume offer a reassessment of Jeremy Bentham's strikingly original legal philosophy Early on Bentham discovered his genius for legislation legislation included not only lawmaking and code writing but also political and social institution building and engineering of public spaces for effective control of the exercise of political power In his general philosophical work Bentham sought to articulate a public philosophy to guide and direct all of his legislative efforts Part I explores the philosophical foundations of his public philosophy his theory of meaning and framework for analysis and definition of key concepts his theory of human affections and motivations and his utilitarian theory of value It is argued that while concepts of pleasure and happiness play nominal roles in his theory of value concepts of publicity equality and interests emerge as the dominant concepts of his public philosophy Part II explores several dimensions of Bentham's jurisprudence including his radically revised command model of law his early reflections on justice and law in adjudication his theories of judicial evidence constitutional rights the rule of law and international law The concluding essay demonstrates the centrality of the notion of publicity in his moral legal and political thought Emerging from this study is a positivist legal theory and a utilitarian moral political philosophy that challenge in fundamental ways contemporary understandings of those doctrines *The Authority of Law* Joseph Raz,1979 This revised edition of one of the classic works of modern legal philosophy first published in 1979 represents Raz's landmark contribution which has had an enduring influence on philosophical work on the nature of law and its relation to morality The new edition includes two previously uncollected essays and a new introduction from the author *Freedom and Force* Sari Kisilevsky,Martin J Stone,2017-05-04 This collection of essays takes as its starting point Arthur Ripstein's *Force and Freedom* Kant's *Legal and Political Philosophy* a seminal work on Kant's thinking about law which also treats many of the contemporary issues of legal and political philosophy The essays offer readings and elucidations of Ripstein's thought dispute some of his claims and extend some of his themes within broader philosophical contexts thus developing the significance of Ripstein's ideas for contemporary legal and political philosophy All of the essays are contributions to normative philosophy in a broadly Kantian spirit Prominent themes include rights in the body the relation between morality and law the nature of coercion and its role in legal obligation the role of indeterminacy in law the nature and justification of political society and the theory of the state This volume will be of interest to a wide audience including legal scholars Kant scholars and philosophers with an interest in Kant or in legal and political philosophy *Essays in Legal Theory* Robert Summers,2013-11-11 As I explain in the introduction this is the third in a series of collections of my previously published essays in legal theory All of the essays here but three have been revised for this volume I now wish to record my gratitude and indebtedness to various persons I am most indebted and grateful to my wife Dorothy Kopp Summers to whom I dedicate

this book I also wish to record my gratitude for his interest and patience to Hendrik Jan van Leusen of Kluwer Academic Publishers. He strongly encouraged me to put this collection together and without his efforts it certainly would not have appeared in this timely fashion. I also wish to thank his successor Sabine Wesseldijk for assistance. In the course of my academic career I have benefitted greatly from the many Cornell Law School students serving as my research assistants. I have also been privileged to have the fine aid of many Cornell Law School secretaries and administrative assistants. Foremost here is Mrs Pamela Finnigan who has so ably seen this collection put together from start to finish.

Essays in Legal and Moral Philosophy Hans Kelsen, 1973 **Essays in Jurisprudence and Philosophy** H. L. A. Hart, 1983-11-24 This important collection of essays includes Professor Hart's first defense of legal positivism, his discussion of the distinctive teaching of American and Scandinavian jurisprudence, an examination of theories of basic human rights and the notion of social solidarity, and essays on Jhering, Kelsen, Holmes, and Lon Fuller.

Naturalizing Jurisprudence Brian Leiter, 2007 Gathering together Brian Leiter's most influential essays on the subject of American legal realism, this book provides an overview of his redefinition of legal realism and its relationship with other models of legal and philosophical thought, from naturalism in philosophy to critical legal studies.

The Structure and Process of International Law Ronald St. J. Mac Donald, Douglas M. Johnston, 1986-02-24 New Approaches to the Personhood in Law Tomasz Pietrzykowski, Brunello Souza Stancioli, 2016 The volume collects essays discussing the concept of personhood in law from the perspective of the revolutionary advancements in the contemporary science and technology. It offers an overview of what becomes the most important challenge for legal orders today: the evolving concept of who should count for the law and why.

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