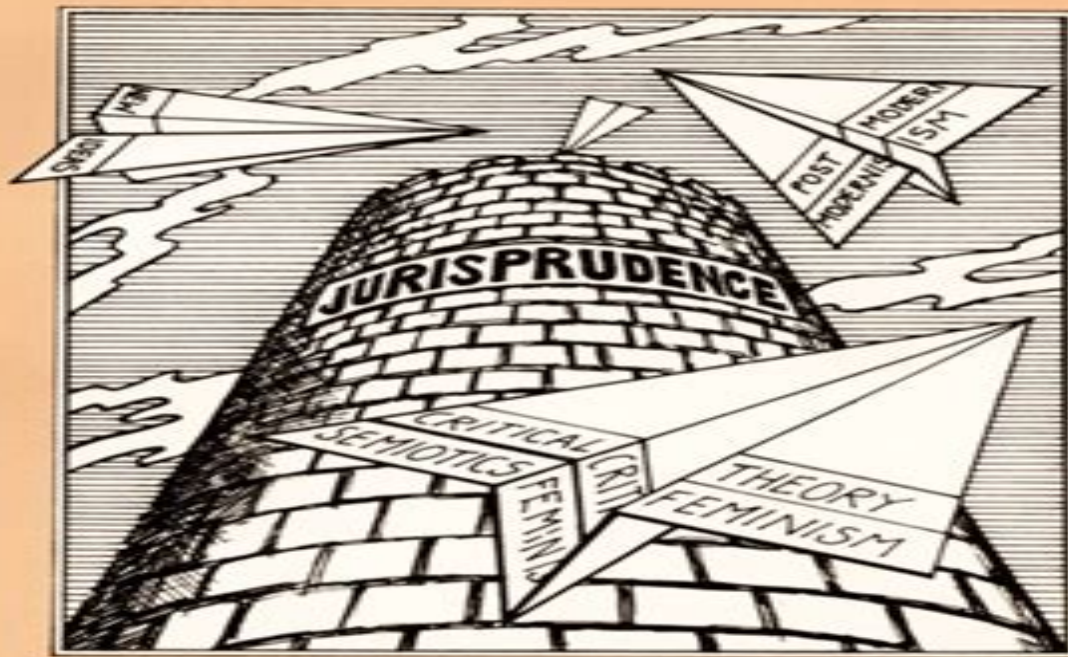


# DANGEROUS SUPPLEMENTS

Resistance and Renewal  
in Jurisprudence



PETER FITZPATRICK, editor

# **Dangerous Supplements Resistance And Renewal In Jurisprudence**

**MaksymilianDel Mar**



## **Dangerous Supplements Resistance And Renewal In Jurisprudence:**

**Dangerous Supplements** Peter Fitzpatrick, 1991 In *Dangerous Supplements* expert legal scholars employing a variety of theoretical perspectives feminism poststructuralism semiotics and Marxism challenge predominating views in jurisprudence Prevailing notions of the nature of the law they argue have failed to recognize the law's dependence on social constructs and the indeterminance of language The contributors further claim that proponents of traditional notions have borrowed knowledge from other fields only to reject that knowledge as ultimately subversive and dangerous in its ramifications Taking as a point of departure H L A Hart's *The Concept of the Law* Peter Fitzgerald shows how Hart adopted Wittgenstein's linguistic theory to overthrow J L Austin's simple conception of rules and habits in law only to jettison this theory in order to locate the essence of law in its evolution from a primal scene Other chapters examine the way in which the setting of English law above social relations has masked an imperial mission how the philosophies of Hayek and Marx as well as the discourses of liberalism feminism semiotics and poststructuralism have been assiduously marginalized and rendered inessential to jurisprudence

*Levinas, Ethics and Law* Stone Matthew Stone, 2016-07-07 Emmanuel Levinas's philosophy of ethics has frequently attracted attention amongst legal scholars but he remains a divisive and often enigmatic contributor to this field He has been read within contexts as varied as human rights private law refugee law and on the nature of judicial reasoning This book explores what unites such apparently diverse applications of his ideas and in doing so considers the challenge of law's ethical relationship with the other In addition to asking how Levinas's ethics can inform legal problems the book also examines how the modern legal edifice has a deceptive tendency to close itself off from the ethical experience In particular literatures on biopolitics suggest that law is increasingly complicit in reductive determinations of how we understand ourselves and others Levinas's most penetrating insight might not therefore lie in the law's instrumentalisation of his ethics but instead in the way his ethics trace a human encounter that escapes law

**Religious Conscience, the State, and the Law** John McLaren, Harold Coward, 1999-01-01 Examines claims to freedom of religion by minority unorthodox faith groups and how these challenges to the state and the law have contributed to the development of civil rights discourse and practice

*Law & the Beautiful Soul* Alan Norrie, 2013-03-04 Starting from concrete legal issues Alan Norrie develops a critical vision of law in its relation to morality and socio-historical context Traced historically the conflicts he describes can be read today in law's treatment of legality and justice judgment and responsibility Joint winner of the Hart Socio Legal Studies Association Book Prize 2006

Understanding Jurisprudence Raymond Wacks, 2009 What is law Does it have a purpose What is its relationship with justice Do we have a moral duty to obey the law These sorts of questions lie at the heart of jurisprudence Moreover every substantive or black letter branch of the law raises questions about its own meaning and function The law of contract cannot be properly understood without an appreciation of the concepts of rights and duties The law of tort is directly related to several economic theories of compensation The criminal law is inextricably linked to

philosophies of punishment Understanding Jurisprudence explores these problems and provides an engaging introduction to the central issues of legal theory The book navigates the reader through legal philosophy s fundamental concepts concerns and controversies An experienced teacher of jurisprudence and distinguished writer in the field Professor Wacks adopts an approach that is easy to follow and understand without avoiding the complexities and subtleties of the subject Students of law politics philosophy and other social sciences will find this an ideal guide to the essential themes of contemporary jurisprudence Online Resource Centre A free online resource accompanies the book and provides the following resources Analysis of current controversies of a jurisprudential nature such as current legal and moral controversies and political debates An additional chapter providing guidance and advice on the study of jurisprudence An interactive glossary of key terms relating to legal theory Further reading including links to full text journal articles Questions and answers Useful Web links to support learning      **Commentaries** ,1990      Legal Theory and the Legal Academy Maksymilian Del

Mar,2017-07-05 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      **Making Sense in Jurisprudence** Bernard S. Jackson,1996 This textbook reviews both traditional and radical approaches to legal theory with emphasis on the accounts which legal theorists have given of law as a particular form of meaning It offers an accessible account of contemporary jurisprudence in its relationship to linguistics psychology and semiotics      Self, Others and the State Arlie Loughnan,2019-12-12 An original analysis and in depth historical examination of criminal responsibility in the context of Australian criminal law      *Courting Death* Desmond Manderson,1999 This collection deals with complex issues relating to death such as mercy killings the right to die and murder the relationship will always be controversial This timely and provocative collection brings together scholars from Australia Britain and the US

*Rights and Democracy* Gavin W. Anderson,1999 The increasing judicial and political clamour for the incorporation of the European Convention on Human Rights into domestic law underlies the potential prominence of rights in UK public law This

title addresses the challenges posed by this reform drawing on experiences of Canada under the Charter of Rights and Freedoms since 1982 In particular the book considers whether constitutional rights promote or frustrate democracy Topics covered include the lessons from Canadian jurisprudence on issues such as expression association and quality the role of rights in the political process and the impact of rights on constitutional thought and practice in the UK     *Review of Constitutional Studies* ,1993     *Argumentation and Values* ,1995     **Australian journal of legal philosophy** ,2003

**Paperbound Books in Print** ,1992     *Hayek and Human Rights* John C. W. Touchie,2005 To explain why discussions of human rights are largely absent from the writings of 20th century German political and economic theorist Friedrich Hayek Touchie law Griffith U Brisbane Australia examines the building blocks of his legal theorizing Among these are the notions of coercion the Rule of Law ideal justice negative duties and li     *No Escape* Paul Andrew Passavant,1997     **The First Women Lawyers** Mary Jane Mossman,2006-05-30 Comparative study exploring the lives of the women who challenged male exclusivity in the legal professions in the late 19th and early 20 centuries     *In the Name of Necessity* Marouf Hasian,2005-10-30 Analyses the ways American leaders have justified the use of military tribunals the suspension of due process and the elimination of habeas corpus Though the war on terrorism is said to have generated unprecedented military situations arguments for the Patriot Act and military tribunals following 9 11 resemble many historical claims for restricting civil liberties more often than not in the name of necessity Marouf Hasian Jr examines the major legal cases that show how various generations have represented the need for military tribunals and how officials historically have applied the term necessity George Washington cited the necessity of martial discipline in executing the British operative Major Andr Tribunals tried and convicted more than 200 Sioux warriors during the Dakota Wars President Lincoln suspended habeas corpus for many civilian and military prisoners during the Civil War Twentieth Century military and civilian leaders selectively drafted their own codes leading to the execution of German saboteurs during World War II Further General MacArthur s tribunal to investigate the wartime activities of Japanese General Yamashita raised the specter of victor s justice anticipating the outcry that attended the Nuremberg trials In those cases as in current debates about the prosecution of terrorists Hasian argues that the past is often cited selectively neglecting historical contexts and the controversies these cases engendered

*Temple Law Review* ,1995

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