

PHILOSOPHY OF LAW

ANDREI MARMOR

PRINCETON FOUNDATIONS OF
CONTEMPORARY PHILOSOPHY

Philosophy Of Law Princeton Foundations Of Contemporary Philosophy

Julia M. Puauschunder



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Philosophy of Law Andrei Marmor, 2014-12-21 In *Philosophy of Law* Andrei Marmor provides a comprehensive analysis of contemporary debates about the fundamental nature of law an issue that has been at the heart of legal philosophy for centuries What the law is seems to be a matter of fact but this fact has normative significance it tells people what they ought to do Marmor argues that the myriad questions raised by the factual and normative features of law actually depend on the possibility of reduction whether the legal domain can be explained in terms of something else more foundational in nature In addition to exploring the major issues in contemporary legal thought *Philosophy of Law* provides a critical analysis of the people and ideas that have dominated the field in past centuries It will be essential reading for anyone curious about the nature of law

Philosophical Foundations of Language in the Law Andrei Marmor, Scott Soames, 2011-06-16 This collection brings together the best contemporary work in the area of philosophy of language and the law The first area concerns a critical assessment of the foundational role of language in understanding the nature of law itself The second main area concerns a number of ways in which an understanding of language can resolve some of the issues prevalent in legal interpretation the third general topic concerns the role of language in the context of particular legal doctrines and legal solutions to practical problems

New Essays on the Normativity of Law Stefano Bertea, George Pavlakos, 2011-08-10 An important part of the legal domain has to do with rule governed conduct and is expressed by the use of notions such as norm obligation duty and right These require us to acknowledge the normative dimension of law Normativity is accordingly to be regarded as a central feature of law lying at the heart of any comprehensive legal theoretical project The essays collected in this book are meant to further our understanding of the normativity of law More specifically the book stages a thorough discussion of legal normativity as approached from three strands of legal thought that are particularly influential and which play a key role in shaping debates on the normative dimension of law the theory of planning agency legal conventionalism and the constitutivist approach While the essays presented here do not aspire to give an exhaustive picture of these debates an aspiration that would be by its very nature unrealistic they do provide the reader with some authoritative statements of some widely discussed families of views of legal normativity In pursuing this objective these essays also encourage a dialogue between different traditions of study of legal normativity stimulating those who would not otherwise look outside their tradition of thought to engage with new ideas and ultimately to arrive at a more comprehensive account of the normativity of law

Philosophical Foundations of the Nature of Law Wilfrid J. Waluchow, Stefan Sciaraffa, 2013-03-14 This volume examines power sharing agreements their legitimacy and their compatibility with human rights law Providing a clear accessible introduction to the political science and human rights law on the issue the book is an invaluable guide to all those engaged with transitional justice peace agreements and human rights

Pragmatics and Law Alessandro Capone, Francesca Poggi, 2016-05-02 This volume highlights important aspects of the complex relationship between common

language and legal practice It hosts an interdisciplinary discussion between cognitive science philosophy of language and philosophy of law in which an international group of authors aims to promote enrich and refine this new debate Philosophers of law have always shown a keen interest in cognitive science and philosophy of language in order to find tools to solve their problems recently this interest was reciprocated and scholars from cognitive science and philosophy of language now look to the law as a testing ground for their theses Using the most sophisticated tools available to pragmatics sociolinguistics cognitive sciences and legal theory an interdisciplinary international group of authors address questions like Does legal interpretation differ from ordinary understanding Is the common pragmatic apparatus appropriate to legal practice What can pragmatics teach about the concept of law and pervasive legal phenomena such as testimony or legal disagreements

Global Responsible Intergenerational Leadership Julia M. Ptaschunder, 2018-01-01 Today's grand policy dilemmas from climate change to over indebtedness to demographic shifts have momentous long term implications Future generations will be constrained by our present decisions to an extent that is without precedent in advanced capitalist democracies This book is an extensively researched and reasoned appeal in favor of intergenerational fairness the ability to provide to future generations an at least as favorable standard of living as that enjoyed today Intergenerational equity is an essential consideration in finding lasting solutions to the multifaceted crises of our time As an implicit contract and transfer between living and future generations intergenerational equity avoids discriminating against future generations The book aims to theoretically define intergenerational equity and to frame it as a natural behavioral law capturing human ethicality bounds It follows a long and distinguished tradition of scholarly discourse in turning to natural law for solutions to major social predicaments Outlining some of the causes of the current intergenerational imbalances regarding climate change and over indebtedness it sets the basis for understanding their drivers and implications A central proposition is that the natural human drive towards intergenerational fairness can be the basis for the necessary behavioral responses the human imbued moral compass of natural law can be a useful complement if not alternative to public policy This book fills an important gap Despite a resurgence of literature the economic and social dimensions of intergenerational equity remain underexplored Existing literature misses a holistic ethical framework of decision making failures that addresses intergenerational concerns Whilst evolutionary grounded intergenerational fairness has not been recognized as a natural behavioral law a human imbued drive being bound by human fallibility Practical implications and recommendations in advancing an agenda for the advancement of intergenerational equity are provided Attention is drawn to the problem of providing the required leadership to promote the idea of intergenerational equity as a guiding principle in corporate social and policy action This book contributes both theoretical and practical insights and will be of interest to economists sociologists public policy makers and corporate executives tasked with tackling the most pressing contemporary challenges of mankind

Philosophy of Physics Tim Maudlin, 2019-03-19 A sophisticated and original introduction to the philosophy of quantum mechanics from one of the world

s leading philosophers of physics In this book Tim Maudlin one of the world s leading philosophers of physics offers a sophisticated original introduction to the philosophy of quantum mechanics The briefest clearest and most refined account of his influential approach to the subject the book will be invaluable to all students of philosophy and physics Quantum mechanics holds a unique place in the history of physics It has produced the most accurate predictions of any scientific theory but more astonishing there has never been any agreement about what the theory implies about physical reality Maudlin argues that the very term quantum theory is a misnomer A proper physical theory should clearly describe what is there and what it does yet standard textbooks present quantum mechanics as a predictive recipe in search of a physical theory In contrast Maudlin explores three proper theories that recover the quantum predictions the indeterministic wavefunction collapse theory of Ghirardi Rimini and Weber the deterministic particle theory of deBroglie and Bohm and the conceptually challenging Many Worlds theory of Everett Each offers a radically different proposal for the nature of physical reality but Maudlin shows that none of them are what they are generally taken to be

A Culture of Engagement Cathleen Kaveny, 2016 Religious traditions in the United States are characterized by ongoing tension between assimilation to the broader culture as typified by mainline Protestant churches and defiant rejection of cultural incursions as witnessed by more sectarian movements such as Mormonism and Hassidism However legal theorist and Catholic theologian Cathleen Kaveny contends there is a third possibility a culture of engagement that accommodates and respects tradition It also recognizes the need to interact with culture to remain relevant and to offer critiques of social political legal and economic practices Kaveny suggests that rather than avoid the crisscross of the religious and secular spheres of life we should use this conflict as an opportunity to come together and to encounter challenge contribute to and correct one another Focusing on five broad areas of interest Law as a Teacher Religious Liberty and Its Limits Conversations about Culture Conversations about Belief and Cases and Controversies Kaveny demonstrates how thoughtful and purposeful engagement can contribute to rich constructive and difficult discussions between moral and cultural traditions This provocative collection of Kaveny s articles from Commonweal magazine substantially revised and updated from their initial publication provides astonishing insight into a range of hot button issues like abortion assisted suicide government sponsored torture contraception the Ashley Treatment capital punishment and the role of religious faith in a pluralistic society At turns masterful and inspirational A Culture of Engagement is a welcome reminder of what can be gained when a diversity of experiences and beliefs is brought to bear on American public life

Intergenerational Responsibility in the 21st Century Julia M. Ptaschunder, 2019-10-03 Intergenerational responsibility is multi faceted This edited volume reflects intergenerational aspects in light of spatial age and racial segregation global warming and the aging Western world population Intergenerational global governance is addressed in the era of globalization and migration The intergenerational glue intergenerational crises resilience strategies and intergenerational responses to external shocks serve as innovative global responsibility implementation guidelines in the

international arena Fostering intergenerational harmony through intergenerational income mobility and intergenerational opportunities environmental protection and sustainable development aids alleviate the most pressing contemporary challenges of humankind Overall this interdisciplinary and applied contribution to the scholarship on intergenerational responsibility supports the leadership and management of global governance agency in the private and public sectors

The Oxford Handbook of Contemporary Philosophy Frank Jackson, Michael Smith, 2007-11-29 A guide to today's most exciting research in academic philosophy with more than 30 distinguished scholars to contribute incisive and up to date critical surveys of the principal areas of research

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