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Concerning itself with the nature of law and legal reasoning, and with the concepts of justice and individual rights, jurisprudence seeks to set legal ideas in the wider context of moral and political theory. To study jurisprudence properly, you need to read books by such authors as Rawls, Nozick, Hart and Dworkin. It is not, or should not be, a matter of ploughing through a textbook that merely tells you about these books. Nevertheless, a student needs some preliminary orientation. This book aims to provide a brief guide to the major theories and arguments which dominate discussion in

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jurisprudence. The object is to put the student, as quickly as possible, into a position where he or she can read the original writers with a real understanding of how their theories relate to each other, and of how these theories cluster around certain recurring fundamental issues.

This second edition has been revised to provide additional coherence to the themes examined and introduces sections on topical issues, for example the chapter on Utilitarianism now includes a discussion on law and economics.

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Jurisprudence: Themes and Concepts offers an original introduction to, and critical analysis of, the central themes studied in jurisprudence courses. The book is presented in three parts each of which contains General Themes, Advanced Topics, tutorial questions and guidance on further reading: Law and Politics, locating the place of law within the study of

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institutions of government Legal Reasoning, examining the contested nature of the application of law Law in Modernity, exploring the social forces that shape legal development. This second edition includes enhanced discussion of the rise of legal positivism within the context of the rise of the modern state, the changing role of natural and human rights discourse, concepts of justice in and beyond the nation state, the impact of emergency doctrines in contemporary legal regulation, and challenges to the rule of law in light of shifting and competing demands for new types of social solidarity. Accessible, interdisciplinary, and socially informed this book has been revised to take into account the latest

Download File PDF Central Issues In Jurisprudence Justice Laws And Rights developments in jurisprudential scholarship.

Though the revised edition of *A Theory of Justice*, published in 1999, is the definitive statement of Rawls's view, so much of the extensive literature on Rawls's theory refers to the first edition. This reissue makes the first edition once again available for scholars and serious students of Rawls's work.

Restorative justice has developed rapidly from being a barely known term to occupying a central role in debates on the future of criminal justice. But as it has become part of the mainstream of debate, so new tensions and issues have emerged. One of the most

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crucial issues is to find an appropriate combination of restorative justice, based essentially on informal deliberation, and the law. The purpose of this book is to analyse the several dimensions to this issue. It explores the social and ethical foundations of restorative justice, seeks to position it in relation to both rehabilitation and punishment, and examines the possibility of developing and incorporating restorative justice as the mainstream response to crime in terms of the principles of constitutional democracy.

Amongst the questions it addresses are the following: How are informal processes to be juxtaposed with formal procedures? What is the appropriate relationship between voluntarism and coercion? How

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can the procedures and practices of restorative justice be combined with legal standards, safeguards and precepts? How can one balance restorative responses with legally sanctioned punishment? In this book a distinguished team of contributors consider this crucial set of relationships between restorative justice and the law, building upon papers and discussions at the fifth international restorative justice conference in Leuven, Belgium, in September 2001. restorative justice has grown rapidly throughout the world this book addresses the central issue of relationship of restorative justice to existing law and legal systems chapters from world leading authorities

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