THE SENSE OF JUSTICE

Biological Foundations of Law

Roger D. Masters Margaret Gruter editors



Sense Of Justice Biological Foundations Of Law

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Sense Of Justice Biological Foundations Of Law:

The Sense of Justice Roger Masters, Margaret Gruter, 1992-03-10 This book introduces the reader to the social and behavioural foundations for a sense of justice the form of equilibrium which individuals and legal systems seek to achieve and maintain in a changing and complex world The contributors draw upon new discoveries and insights from the biologically based behavioural sciences that are critical to a more informed understanding of legal phenomena particularly those dealing with complex social and political relationships The Sense of Justice ,1992 Cognition of the Law Luigi Cominelli, 2018-07-04 This book s basic hypothesis which it proposes to test with a cognitive sociological approach is that legal behavior like every form of human behavior is directed and framed by biosocial constraints that are neither entirely genetic nor exclusively cultural As such from a sociological perspective the law can be seen as a super meme that is as a biosocial constraint that develops only in complex societies This super meme theory by highlighting a fundamental distinction between defensive and assertive biases might explain the false contradiction between law as a static and historical phenomenon and law as a dynamic and promotional element Socio legal scholars today have to face the challenge of pursuing a truly interdisciplinary approach connecting all the fields that can contribute to building a modern theory of normative behavior and social action Understanding and framing concepts such as rationality emotion or justice can help to overcome the significant divide between micro and macro sociological knowledge Social scientists who are interested in the law must be able to master the epistemological discourses of different disciplines and to produce fruitful syntheses and bridge operations so as to understand the legal phenomenon from each different point of view The book adopts four perspectives sociological psychological biological evolutionary and cognitive All of them have the potential to be mutually integrated and constitute that general social science that provides common ground for exchange The goal is to arrive at a broad and integrated view of the socio legal phenomenon paving the way for a comprehensive theory of norm oriented and norm perceived actions **Darwinian Natural Right** Larry Arnhart, 1998-01-01 This book shows how Darwinian biology supports an Aristotelian view of ethics as rooted in human nature Defending a conception of Darwinian natural right based on the claim that the good is the desirable the author argues that there are at least twenty natural desires that are universal to all human societies because they are based in human biology The satisfaction of these natural desires constitutes a universal standard for judging social practice as either fulfilling or frustrating human nature although prudence is required in judging what is best for particular circumstances The author studies the familial bonding of parents and children and the conjugal bonding of men and women as illustrating social behavior that conforms to Darwinian natural right He also studies slavery and psychopathy as illustrating social behavior that contradicts Darwinian natural right He argues as well that the natural moral sense does not require religious belief although such belief can sometimes reinforce the dictates of nature

Redirecting Human Rights A. Grear, 2010-04-09 Against the backdrop of globalization and mounting evidence of the

corporate subversion of the Universal Declaration of Human Rights paradigm Anna Grear interrogates the complex tendencies within law that are implicated in the emergence of corporate humanity Grear presents a critical account of legal subjectivity linking it with law s intimate relationship with liberal capitalism in order to suggest law s special receptivity to the corporate form She argues that in the field of human rights law particularly within the Universal Declaration of Human Rights paradigm human embodied vulnerability should be understood as the foundation of human rights and as a key qualifying characteristic of the human rights subject The need to redirect human rights in order to resist their colonization by powerful economic global actors could scarcely be more urgent The Blackwell Guide to Ethical Theory Hugh LaFollette, Ingmar Persson, 2013-04-16 Building on the strengths of the highly successful first edition the extensively updated Blackwell Guide to Ethical Theory presents a complete state of the art survey written by an international team of leading moral philosophers A new edition of this successful and highly regarded Guide now reorganized and updated with the addition of significant new material Includes 21 essays written by an international team of leading philosophers Extensive substantive essays develop the main arguments of all the leading viewpoints in ethical theory Essays new to this edition cover evolution and ethics capability ethics virtues and consequences and the implausibility of virtue ethics Handbook of Negotiation and Culture Michele J. Gelfand, Jeanne M. Brett, 2004 In the global marketplace negotiation frequently takes place across cultural boundaries yet negotiation theory has traditionally been grounded in Western culture This book which provides an in depth review of the field of negotiation theory expands current thinking to include cross cultural perspectives The contents of the book reflect the diversity of negotiation research negotiator cognition motivation emotion communication power and disputing intergroup relationships third parties justice technology and social dilemmas and provides new insight into negotiation theory questioning assumptions expanding constructs and identifying limits not apparent from working exclusively within one culture The book is organized in three sections and pairs chapters on negotiation theory with chapters on culture The first part emphasizes psychological processes cognition motivation and emotion Part II examines the negotiation process The third part emphasizes the social context of negotiation A final chapter synthesizes the main themes of the book to illustrate how scholars and practitioners can capitalize on the synergy between culture and negotiation research The Fair Society Peter Corning, 2011-04 We ve been told again and again that life is unfair But what if we re wrong simply to resign ourselves to this situation Drawing on the evidence from our evolutionary history and the emergent science of human nature this title shows that we have an innate sense of fairness Law. Leaal Culture and Society Alberto Febbrajo, 2018-07-04 This volume addresses the pluralistic identity of the legal order It argues that the mutual reflexivity of the different ways society perceives law and law perceives society eclipses the unique formal identity of written law It advances a distinctive approach to the plural ways in which legal cultures work in a modern society through the metaphor of the mirror As a mirror of society it distinguishes between the structure and function of legal culture

within the legal system and the external representation of law in society This duality is further problematized in relation to the increasing transnationalisation of law Based on a multi level interpretation of the concept of legal culture the work is divided into three parts the first addresses the mutual reflections of social and legal norms that support a pluralist representation of internal legal cultures the second concentrates on the external legal cultures that constantly enable pragmatic adjustments of the legal order to its social environment and the third concludes the book with a theoretical discussion of the issues presented The Psychological Immune System Herman Kagan, Ph.D., 2006-01-20 The book lays out the evolutionary historical and scientific evidence that a psychological immune system exists and details how this system functions and the impact it has had on our personal social and national life It shows ways that it can be helpful in our attempt to identify and handle the threats and dangers that face us just as our biological immune system does And like our biological immune system it has the potential to be both beneficial and lethal **Anomie, Strain and Subcultural Theories of Crime** Joanne M. Kaufman, 2017-05-15 Anomie strain and subcultural theories are among the leading theories of crime Anomie theories state that crime results from the failure of society to regulate adequately the behavior of individuals particularly the efforts of individuals to achieve monetary success Strain theories focus on the impact of strains or stressors on crime including the inability to achieve monetary success through legal channels And subcultural theories argue that some individuals turn to crime because they belong to groups that excuse justify or approve of crime This volume presents the leading selections on each theory including the original statements of the theories key efforts to revise the theories and the latest statements of each theory The coeditors Robert Agnew and Joanne Kaufman are prominent strain theorists and their introductory essay provides an overview of the theories discusses the relationship between them and introduces each of the selections **Criminological Theories** Suzette Cote, 2002-03-19 This anthology is a superb collection of 36 articles covering all of the major theories past and present that inform criminology today What truly sets this volume apart is the inclusion of many articles discussing novel and often overlooked perspectives in criminological theory. In fact many of these articles have never before been included in a reader Each article is framed by an introductory overview discussing the article s importance the context for its development and the author and concludes with discussion guestions. These articles include a thorough examination of topics such as white collar crime and developmental criminology as well a discussions of integrated theories that consider genetics psychology and environmental approaches As most journal articles are typically written for a professional audience the original articles have been substantially edited and abridged to make them more accessible to students The resulting reader will prove to be an invaluable resource for any undergraduate or graduate course where criminological theory plays a central role Our Posthuman Future Francis Fukuyama, 2017-06-15 Is a baby whose personality has been chosen from a gene supermarket still a human If we choose what we create what happens to morality Is this the end of human nature The dramatic advances in DNA technology over the last few years are the stuff of science fiction It is now not only possible to clone human beings it is happening For the first time since the creation of the earth four billion years ago or the emergence of mankind 10 million years ago people will be able to choose their children's sex height colour personality traits and intelligence It will even be possible to create superhumans by mixing human genes with those of other animals for extra strength or longevity But is this desirable What are the moral and political consequences Will it mean anything to talk about human nature any more Is this the end of human beings Our Posthuman Future is a passionate analysis of the greatest political and moral problem ever to face the human race The Social Science Encyclopedia Adam Kuper, 2003-12-16 The Social Science Encyclopedia first published in 1985 to acclaim from social scientists librarians and students was thoroughly revised in 1996 when reviewers began to describe it as a classic This third edition has been radically recast Over half the entries are new or have been entirely rewritten and most of the balance have been substantially revised Written by an international team of contributors the Encyclopedia offers a global perspective on the key issues within the social sciences Some 500 entries cover a variety of enduring and newly vital areas of study and research methods Experts review theoretical debates from neo evolutionism and rational choice theory to poststructuralism and address the great questions that cut across the social sciences What is the influence of genes on behaviour What is the nature of consciousness and cognition What are the causes of poverty and wealth What are the roots of conflict wars revolutions and genocidal violence This authoritative reference work is aimed at anyone with a serious interest in contemporary academic thinking about the individual in society International Law as Social Construct Carlo Focarelli, 2012-05-24 This book explores international law as a social construct by analysing its social foundations and by re conceptualizing the way in which it is commonly understood It asks what law is and how it works in society and shows why it is worth to struggle for new and better working rules in the international legal order Missing the Revolution Jerome H. Barkow, 2006 The naturalizing perspective of Darwinian thought has become one of the major intellectual currents of our time pervading contemporary understandings of human nature and society Unfortunately many social scientists in sociology psychology and sociocultural anthropology have failed to engage with it Barkow asks his fellow social scientists to put aside their all too common preconceptions and stereotypes of the biological and to consider a powerful argument that is far different from that of those who once invoked a vocabulary of genes and Darwin as a justification for genocide He argues that the theoretical perspective that has been so successful when applied to the behavior of every other animal speicies can be applied just as successfully to our own and that the real debate is about how to apply it BOOK JACKET Human Rights and Ocean Governance Mara Ntona, 2023-12-12 This book argues for the utility of human rights in the practice of ocean governance Maritime spatial planning MSP has become the dominant marine management paradigm with MSP frameworks already at various stages of elaboration and implementation in more than half of all coastal states However as experience with MSP accrues a central systemic shortcoming has become apparent insofar as the normative frameworks that underpin MSP tend to be grounded in

a rationalistic and economistic worldview The result is a post political neoliberal approach to the implementation of MSP which favours technocratic fixes to complex societal problems over efforts to address underlying issues of power and inequality Building upon the new field of critical MSP studies this book offers a much neglected legal contribution More specifically it analyses the extent to which law and particularly human rights law can be utilised to meaningfully challenge the unjust patterns of human ocean interaction that MSP preserves or creates and so provide a vehicle for the formulation and realisation of transformative blue futures The book looks to human rights as norms that are uniquely capable of bringing into relief the values cause and effect relationships and uncertainties that prevailing capitalist industrial framings of the ocean tend to downplay or worse disregard And so from a more pragmatic viewpoint the book argues that the policy and advocacy tools associated with human rights can be used within MSP processes to foster patterns of human ocean interaction which are more conducive to social and environmental justice This book will be of interest to legal and planning scholars geographers and others concerned with ocean governance and the blue turn in the social sciences and humanities more **Leo Strauss and His Legacy** John Albert Murley, 2005-01-01 With over 10 000 entries identifying work of hundreds of Strauss's students and their students students this bibliography is the most indeed the only comprehensive quide to published writing in the tradition of Leo Strauss Murley includes Strauss s own complete bibliography and that of one of his most revered students George Anastaplo Light on the Human Heart Colin Patterson, 2022-07-18 We know that there are parts of our self which are hidden from our view Many of us wonder how we might identify those deeper aspects of ourselves that shape our thoughts and actions What really is in the human heart This book seeks to shed some light on the matter by analyzing the basic human motives which have evolved over millions of years and today lie largely closed to our awareness beneath the sophisticated persona we present to the public The author writes as a Christian theologian who seeks to both contribute to the renewal of theological anthropology and to assist believers to deepen their understanding of themselves and the world in which they live and in so doing grow to a fuller maturity as disciples of Jesus Christ Civil Society: The Engine for Economic and Social Well-Being Sebastian A. Văduva, Randolph Wilt, Ioan Fotea, Lois P. Văduva, 2018-06-18 This proceedings volume explores the concept of civil society as an engine for economic and social well being Featuring contributions from the 2017 Griffiths School of Management and IT Annual Conference on Business Entrepreneurship and Ethics GMSAC held in Oradea Romania this volume provides different perspectives emerging studies and trends that are crucial to the further understanding of the interconnection of civil society economic development and social stability The enclosed contributions address key topics such as a the ways in which national regional and local governments are best equipped to support economic and social development b how government business and non profit sectors can support economic and social stability and c the ways in which growing economies active societies can strengthen civil society Research and practice have proven that there is a great potential for civil society organizations to support socio

economic well being both directly and indirectly As a result the interplay between civil society economics and social well being is highly relevant to current business and economic research and is a topic of discussion by academics and practitioners in the government business and non profit sectors This volume showcases some of the current research cases and discussions in this area from an interdisciplinary global perspective Featuring contributions exploring timely subjects such as consumer behavior the hospitality industry education corporate social responsibility CSR banking health care and semiotics this book is appropriate for researchers academics and policy makers in economic and social development business ethics and sustainability

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