

THE RULE OF LAW ~ 1603-1660



JAMES S. HEART JR.



Rule Of Law 1603 1660 Crowns Courts And Judges

John Spurr



Rule Of Law 1603 1660 Crowns Courts And Judges:

The Rule of Law, 1603-1660 James S. Hart, 2014-09-19 This book measures contemporary attitudes to the law within and outside of the legal profession to see how c17th century Englishmen defined the role of law in their society to see what their expectations were of the law and how these expectations helped shape political debate and ultimately determined political decisions over the course of a very turbulent century

Law and Authority in British Legal History, 1200-1900 Mark Godfrey, 2016-04-07 By presenting original research into British legal history this volume emphasises the historical shaping of the law by ideas of authority The essays offer perspectives upon the way that ideas of authority underpinned the conceptualisation and interpretation of legal sources over time and became embedded in legal institutions The contributors explore the basis of the authority of particular sources of law such as legislation or court judgments and highlight how this was affected by shifting ideas relating to concepts of sovereignty religion political legitimacy the nature of law equity and judicial interpretation The analysis also encompasses ideas of authority which influenced the development of courts remedies and jurisdictions international aspects of legal authority when questions of foreign law or jurisdiction arose in British courts the wider authority of systems of legal ideas such as natural law the authority of legal treatises and the relationship between history law and legal thought

German Political Philosophy Chris Thornhill, 2007-01-24 This book combines

philosophical intellectual historical and political theoretical methodologies to provide a new synoptic reading of the history of German political philosophy Incorporating chapters on the political ideas of Luther and Zwingli on the politics of the early Enlightenment on Idealism on Historicism and Luk cs on early Twentieth Century political theology on the Frankfurt School and on Habermas and Luhmann the book sets out both a broad and a detailed discussion of German political reflection from the Reformation to the present In doing so it explains how the development of German political philosophy is marked by a continual concern with certain unresolved and recurrent problems It claims that all the major positions address questions relating to the origin of law that all seek to account for the relation between legal validity and metaphysical and theological superstructures and that all are centred on the attempt to conceptualise and reconstruct the character of the legal subject

The King's Bench Zoë A. Schneider, 2008 An examination of kings courts and lords courts in Normandy that opens a new chapter in the debate over absolutism sovereignty and the nature of the state in early modern France Hidden deep in the countryside of France lay early modern Europe s largest bureaucracy twenty to thirty thousand royal bailiwick and seigneurial courts that served more than eighty five percent of the king s subjects The crown courts and lords courts were far more than arenas of litigation in the modern sense They had become the nexus of local governance by the middle of the seventeenth century a rich breeding ground for men who controlled the villages towns and bailiwicks of France Yet even as the centralizing state was reaching its zenith under Louis XIV the king s largest permanent bureaucracy became increasingly alienated and cut adrift from the crown many decades before the French Revolution In *The King's Bench* Zo Schneider vividly

brings to life the teeming world of the local courts with their magistrates and jailers townspeople and peasants Together they contested that vital border where the private world of families and property collided with the public commonwealth Schneider chronicles the transformation of local governance after the mid seventeenth century as judges and their courts became the face of public order in the countryside With this richly detailed local study of Normandy in the seventeenth and early eighteenth centuries Zo Schneider opens a new chapter in the debate over absolutism sovereignty and the nature of the state in early modern France Zo A Schneider has taught at Georgetown University and with the Smithsonian Institution in Washington D C *Culture, Thought and Belief in British Political Life Since 1800* Paul Readman, Geraint

Thomas, 2024-10-15 Brings together agenda setting essays that illuminate the complex relationship between ideas and political activity in modern British history Ideas matter in modern British political life culture thought and belief are integral to the fabric of politics high and low foreign and domestic They are woven into the day to day business of debate policy and decision making This book shows how and why they have mattered so much Inspired by the work of Jonathan Parry it explores the cultural and intellectual influences on politics both formal and informal since the turn of the nineteenth century Featuring original interventions by some of the world's leading historians the essays in the volume are organised around themes of central relevance to the understanding of modern British political history They explore a wide range of subjects across political life and its intellectual and cultural hinterlands including constitutionalism and international political thought anticolonial activism race and imperial commemoration female political thinkers parliament monarchy and the law the politics of religion and patriotism and national identity This is an agenda setting text that will be essential reading for anyone wishing to understand the complex relationship between ideas and political activity in modern British history Paul Readman is Professor of Modern British History at King's College London Dr Geraint Thomas is Fellow and Director of Studies in History at Peterhouse University of Cambridge Contributors Michael Bentley John Bew Paul Bew David Cannadine Matthew Cragoe Tom Crewe Ben Griffin Boyd Hilton Michael Ledger Lomas Joanna Lewis Helen McCarthy Alex Middleton Susan D Pennybacker Kathryn Rix James Thompson Philip Williamson **The Roots of International Law / Les fondements du**

droit international, 2013-11-29 This collection of essays gathers contributions from leading international lawyers from different countries generations and angles with the aim of highlighting the multifaceted history of international law This volume questions and analyses the origins and foundations of the international legal system A particular attention is devoted to Hugo Grotius as one of the founding fathers of the law of nations Several contributions further question the positivist tradition initiated by Vattel and endorsed by scholars of the 19th Century This immersion in the intellectual origins of international law is enriched by an inquiry into the practice of the law of nations including its main patterns and changing evolution as well as the role of non western traditions and the impact of colonization Le présent ouvrage réunit les contributions de juristes internationaux reconnus en vue de clarifier les multiples facettes de l'histoire du droit international

public L ouvrage analyse et questionne les origines et les fondements de l ordre juridique international Une attention toute particuli re est d di e Hugo Grotius l un des p res fondateurs du droit international D autres contributions questionnent galement la tradition positiviste initi e par Vattel et confort e par la doctrine du 19 me si cle Cette immersion dans les origines doctrinales du syst me juridique international est enrichie par l tude de la pratique du droit international public son volution ainsi que le r le des traditions non occidentales et l impact de la colonisation

The Oxford Handbook of Cognitive Literary Studies Lisa Zunshine, 2015 The Oxford Handbook of Cognitive Literary Studies applies developments in cognitive science to a wide range of literary texts that span multiple historical periods and numerous national literary traditions

The European Colonial Empires H. L. Wesseling, 2015-10-23 The nineteenth century was Europe s colonial century At the beginning of the period the only colonial empire that existed was the British Empire By the end of the century the situation was completely different and Europe s colonial possessions had come to constitute a large part of the world The French had acquired an immense colonial empire and the Dutch had extended their control over Indonesia Germany and Italy unified only in the latter half of the century had claimed their place under the sun Even the tiny Kingdom of Belgium had acquired a huge colonial territory in Africa the Belgian Congo This is the first book to describe the whole process of colonization from conquest to pacification and to analyze it in the light of administrative cultural and economic developments The European Colonial Empires discusses a uniquely long period instead of merely focussing on the shorter accepted age of classical imperialism Wesseling argues that European colonial expansion can be understood only by putting it into this long term perspective and by comparing the differences between the colonies in Africa Asia Oceania and the Caribbean This book redresses the balance that privileges the British colonial and imperial experience It emphasizes the continental European experience while relating developments to the British enterprise

The British Working Class 1832-1940 Andrew August, 2014-06-11 In this insightful new study Andrew August examines the British working class in the period when Britain became a mature industrial power working men and women dominated massive new urban populations and the extension of suffrage brought them into the political nation for the first time Framing his subject chronologically but treating it thematically August gives a vivid account of working class life between the mid nineteenth and mid twentieth centuries examining the issues and concerns central to working class identity Identifying shared patterns of experience in the lives of workers he avoids the limitations of both traditional historiography dominated by economic determinism and party politics and the revisionism which too readily dismisses the importance of class in British society

A History of African-American Leadership John White, Bruce J. Dierenfield, 2014-06-11 The story of black emancipation is one of the most dramatic themes of American history covering racism murder poverty and extreme heroism Figures such as Malcolm X and Martin Luther King are the demigods of the freedom movements both film and household figures This major text explores the African American experience of the twentieth century with particular reference to six outstanding race leaders Their philosophies and

strategies for racial advancement are compared and set against the historical framework and constraints within which they functioned The book also examines the grass roots of black protest movements in America paying particular attention to the major civil rights organizations as well as black separatist groups such as the Nation of Islam Children and Childhood in Western Society Since 1500 Hugh Cunningham,2014-07-10 This book investigates the relationship between ideas about childhood and the actual experience of being a child and assesses how it has changed over the span of five hundred years Hugh Cunningham tells an engaging story of the development of ideas about childhood from the Renaissance to the present taking in Locke Rosseau Wordsworth and Freud revealing considerable differences in the way western societies have understood and valued childhood over time His survey of parent child relationships uncovers evidence of parental love care and in the frequent cases of child death grief throughout the period concluding that there was as much continuity as change in the actual relations of children and adults across these five centuries For undergraduate courses in History of the Family European Social History History of Children and Gender History **Anthony Ashley Cooper, First Earl of Shaftesbury 1621-1683** John Spurr,2016-04-08 Anthony Ashley Cooper First Earl of Shaftesbury was a giant on the English political scene of the later seventeenth century Despite taking up arms against the king in the Civil War and his active participation in the republican governments of the 1650s Shaftesbury managed to retain a leading role in public affairs following the Restoration of Charles II being raised to the peerage and holding several major offices Following his dismissal from government in 1673 he then became de facto leader of the opposition faction and champion of the Protestant cause before finally fleeing the country in 1681 following charges of high treason In order to understand fully such a complex and controversial figure this volume draws upon the specialised knowledge of nine leading scholars to investigate Shaftesbury's life and reputation As well as re-evaluating the well known episodes in which he was involved his early republican sympathies the Cabal the Popish Plot and the politics of party faction other less familiar themes are also explored These include his involvement with the expansion of England's overseas colonies his relationship with John Locke his connections with Scotland and Ireland and his high profile public reputation Each chapter has been especially commissioned to give an insight into a different facet of his career whilst simultaneously adding to an overall evaluation of the man his actions and beliefs As such this book presents a unique and coherent picture of Shaftesbury that draws upon the very latest interdisciplinary research and will no doubt stimulate further work on the most intriguing politician of his generation The Atlantic Imperial Constitution K. MacMillan,2011-11-07 Drawing on recent trends in both Atlantic and center periphery literature this book examines the relationship between the English crown monarch privy council and ancillary bodies and its Atlantic colonies under the early Stuart monarchs James I and Charles I circa 1603-1642 **Shakespeare and the Mismeasure of Renaissance Man** Paula Blank,2018-07-05 Shakespeare's poems and plays are rich in reference to measure number and weight which were the key terms of an early modern empirical and quantitative imagination Shakespeare's investigation of

Renaissance measures of reality centers on the consequences of applying principles of measurement to the appraisal of human value This is especially true of efforts to judge people as better or worse than or equal to one another With special attention to the Sonnets Measure for Measure Merchant of Venice Othello King Lear and Hamlet Paula Blank argues that Shakespeare in his experiments with measurement demonstrates the incommensurability of the aims and operations of quantification with human experience From scales and spans to squares and levels to ratings and rules Shakespeare s rhetoric of measurement reveals the extent to which language in the Renaissance was itself understood as a set of alternative measures for figuring human worth In chapters that explore attempts to measure human feeling weigh human equalities and inequalities regulate race relations and deduce social and economic merit Blank shows why Shakespeare s measures are so often exposed as mismeasures equivocal provisional and as unreliable as the men and women they are designed to assess

Britain and Japan in the 1973 Middle East Oil Crisis Erika Miller,2024-06-17 Miller examines Britain and Japan s involvement in the Middle East peace process after the October War of 1973 and how it contributed to the resolution of the oil crisis of 1973 74 Using important primary sources from Japan Britain and the United States including recently declassified Japanese documents that had not previously been examined this book contends that previous literature failed to address the important role of Britain and Japan and their political impact on the development in the historical events of 1973 and 1974 The two countries threw their support behind the United States backing its policies regarding not only oil but also the Arab Israeli conflict This enabled the United States to take the lead in the peace process as well as in discussions to resolve the energy crisis which eventually led to the establishment of the International Energy Agency IEA Accordingly this book challenges the accepted view that neither Anglo American nor US Japanese relations were important factors in the development of the abovementioned processes An insightful and illuminating read for scholars of the diplomatic history of the 1970s and especially the complex web of tensions spanning from the Arab Israeli conflict and between Arab oil producing countries and developed consumer countries

Contracts of Fiction Ellen Spolsky,2015-03-31 The Contracts of Fiction reconnects our fictional worlds to the rest of our lives Countering the contemporary tendency to dismiss works of imagination as enjoyable but epistemologically inert the book considers how various kinds of fictions construct guide and challenge institutional relationships within social groups The contracts of fiction like the contracts of language law kinship and money describe the rules by which members of a group toggle between tokens and types between their material surroundings the stuff of daily life and the abstractions that give it value Rethinking some familiar literary concepts such as genre and style from the perspective of recent work in the biological cognitive and brain sciences the book displays how fictions engage bodies and minds in ways that help societies balance continuity and adaptability Being part of a community means sharing the ways its members use stories pictures plays and movies poems and songs icons and relics to generate usable knowledge about the people objects beliefs and values in their environment Exposing the underlying structural and processing

homologies among works of imagination and life processes such as metabolism and memory Ellen Spolsky demonstrates the seamless connection of life to art by revealing the surprising dependence of both on disorder imbalance and uncertainty In early modern London for example reformed religion expanding trade and changed demographics made the obsolescent courts a source of serious inequities Just at that time however a flood of wildly popular revenge tragedies such as Hamlet by their very form by their outrageous theatrical grotesques were shouting the need for change in the justice system A sustained discussion of the genre illustrates how biological homeostasis underpins the social balance that we maintain with difficulty and how disorder itself incubates new understanding

The Experience of Revolution in Stuart Britain and Ireland Michael J. Braddick, David L. Smith, 2011-06-09 This volume ranges widely across the social religious and political history of revolution in seventeenth century Britain and Ireland from contemporary responses to the outbreak of war to the critique of the post regicidal regimes from royalist counsels to Lilburne's politics and across the three Stuart kingdoms

However all the essays engage with a central issue the ways in which individuals experienced the crises of mid seventeenth century Britain and Ireland and what that tells us about the nature of the Revolution as a whole Responding in particular to three influential lines of interpretation local religious and British the contributors all leading specialists in the field

demonstrate that to comprehend the causes trajectory and consequences of the Revolution we must understand it as a human and dynamic experience as a process This volume reveals how an understanding of these personal experiences can provide the basis on which to build up larger frameworks of interpretation

Our Republican Constitution Adam Tomkins, 2005-02 This new book by Adam Tomkins sets out a radical vision of the British constitution It argues that despite its outwardly monarchic form the constitution is profoundly informed and indeed shaped by values and practices of republicanism The republican reading of the constitution presented in this book places political accountability at the core of the constitutional order As such Our Republican Constitution offers a powerful rejoinder to the current trend in legal scholarship that sees the common law and the courts rather than Parliament as the central players in holding government to account The book further contends that while the constitution should be understood as having republican foundations current constitutional practice is in a number of respects insufficiently republican in character The book closes by outlining a programme of republican constitutional reform that is designed to secure genuinely responsible government This is an original and provocative reinterpretation of the central themes of the British constitution drawing on constitutional history especially of the seventeenth century political theory and public law

The Reinvention of Magna Carta 1216-1616 John Baker, 2017-01-26 This new account of the influence of Magna Carta on the development of English public law is based largely on unpublished manuscripts The story was discontinuous Between the fourteenth and sixteenth centuries the charter was practically a spent force Late medieval law lectures gave no hint of its later importance and even in the 1550s a commentary on Magna Carta by William Fleetwood was still cast in the late medieval mould Constitutional issues rarely

surfaced in the courts But a new impetus was given to chapter 29 in 1581 by the Puritan barrister Robert Snagge and by the speeches and tracts of his colleagues and by 1587 it was being exploited by lawyers in a variety of contexts Edward Coke seized on the new learning at once He made extensive claims for chapter 29 while at the bar linking it with habeas corpus and then as a judge 1606 16 he deployed it with effect in challenging encroachments on the common law The book ends in 1616 with the lectures of Francis Ashley summarising the new learning and a few weeks later Coke s dismissal for defending too vigorously the liberty of the subject under the common law

The Rule of Law in the Real World Paul

Gowder,2016-02-09 In The Rule of Law in the Real World Paul Gowder defends a new conception of the rule of law as the coordinated control of power and demonstrates that the rule of law thus understood creates and preserves social equality in a state In a highly engaging interdisciplinary text that moves seamlessly from theory to reality using examples ranging from Ancient Greece through the present Gowder sheds light on how societies have achieved the rule of law how they have sustained it in the face of political upheaval and how it may be measured and developed in the future The Rule of Law in the Real World is an essential work for scholars students policymakers and anyone else who believes the rule of law is critical to the proper functioning of society For more information visit <http://rulelaw.net> This book is also available as Open Access on Cambridge Core

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