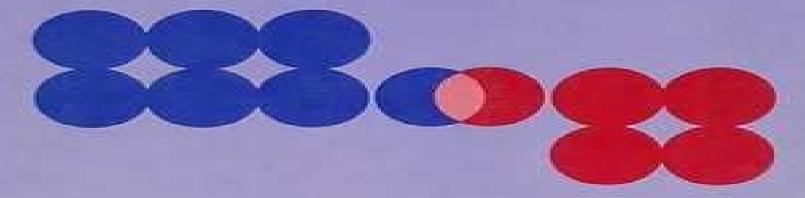


SEX, DRUGS, DEATH, and the LAW

An Essay on Human Rights and Overcriminalization



David A.J. Richards

Sex Drugs Death And The Law

Molly Smith, Juno Mac

Sex Drugs Death And The Law:

Sex, Drugs, Death, and the Law David A. J. Richards, 1986 Among the most commonly argued legal questions are those involving victimless crimes consensual adult sexual relations including homosexuality and prostitution the use of drugs and the right to die How can they be distinguished from proper crimes and how can we as citizens judge the complex moral and legal issues that such questions entail David Richards a teacher of law in the areas of constitutional and criminal law and a moral and legal philosopher concerned with the investigation of legal concepts applies an interdisciplinary approach to the question of overcriminalization he draws on legal and philosophical arguments and links the subject to history psychology social science and literature To demonstrate how gross and unjust overcriminalization has developed Professor Richards explores basic assumptions that often underlie the common American sense of proper criminalization in American Religion and Law David A. J. Richards, 2010-03-15 Why from Reagan to George Bush have fundamentalists in religion and in law originalists exercised such political power and influence in the United States Why has the Republican Party forged an ideology of judicial appointments originalism hostile to abortion and gay rights Why and how did Barack Obama distinguish himself among Democratic candidates not only by his opposition to the Iraq war but by his opposition to originalism This book argues that fundamentalism in both religion and law threatens democratic values and draws its appeal from a patriarchal psychology still alive in our personal and political lives and at threat from the constitutional developments since the 1960s The argument analyzes this psychology based on traumatic loss in intimate life and resistance to it based on the love of equals Obama's resistance to originalism arises from his developmental history as a democratic as opposed to patriarchal man who resists the patriarchal demands on men and women that originalism enforces in particular the patriarchal love laws that tell people who and how and how much they may love Sexuality, Morals and Justice Nicholas Bamforth, 1997-10-23 Against the background of the law reform debates around sexuality in Britain and America Bamforth examines what functions it is legitimate for the law to serve and how effective law can be in achieving social goals He provides a new and cogent argument for protecting lesbian and gay rights through law but is sceptical about how useful law can be in eradicating discriminatory social practices. This work sheds new light on the equal rights debate and raises issues of central importance to the role of law in society The Sexual Contract Carole Pateman, 2018-06-05 Carole Pateman is one of the foremost political theorists writing in English today In this outstanding new work she presents a major reinterpretation of modern political theory She shows how standard discussions of social contract theory tell only half the story The sexual contract which establishes modern patriarchy and the political right of men over women is never mentioned In a wide ranging and scholarly discussion Pateman examines the significance of the political fictions of the original contract and the slave contract She also offers a sweeping challenge to conventional understandings of both left and right of actual contracts in everyday life the marriage contract the employment contract the prostitution contract and the new surrogacy contract By

bringing a feminist perspective to bear on the contradictions and paradoxes surrounding women and contract and the relation between the sexes she is able to shed new light on the fundamental problems of freedom and subordination The Sexual Contract will become a classic text in the politics of gender and will be of major interest to students of social and political theory and philosophy women's studies sociology and jurisprudence Liberty, Wisdom, and Grace John P. Hittinger, 2002-12-11 Twentieth century French philosophers Jacques Maritain and Yves R Simon pioneered new approaches to understanding and defending political democracy in the wake of two world wars Rather than break from a religious tradition that seemed to struggle against modernity and certain forms of democratic theory and practice these thinkers instead looked back to the philosophy of Aristotle and Thomas Aguinas to propel Catholic political philosophy forward The profound influence of Maritain and Simon is manifest in the dramatic achievements of Vatican II and in the work of the scholars of political philosophy who learned from them John P Hittinger one of the finest of these scholars provides in Liberty Wisdom and Grace a comprehensive survey of the Thomists contributions to contemporary political thought as well as a detailed analysis of their approach to democracy Hittinger treats criticism of Maritain including the work of Catholic political writer Aurel Kolnai and discusses the alternative democratic visions of John Locke and David Richards His portraits of thinkers who have wrestled with democracy in the Thomist tradition such as Leo Strauss and John Paul II are sensitive and engaging Addressing questions of religion and philosophy broadly understood the essays collected here offer a searching examination of democratic theory in the modern age **Liberty, Wisdom, and Grace** John Hittinger, 2002-01-01 Liberty Wisdom and Grace is a comprehensive survey of the Thomists contributions to contemporary political thought as well as a detailed analysis of their approach to democracy Sexual Orientation and Rights Nicholas Bamforth, 2017-05-15 Debate about the rights of sexual minorities whether individuals or members of same sex couples has become an important issue for legislatures and courts in many constitutional democracies This volume collects together some of the more significant writings in the debate and reflects a variety of perspectives liberal conservative and radical The topics covered include the meaning and importance of sexual freedom gender roles marriage and other significant partnerships child care and adoption the criminal law employment and expression and pornography The volume also seeks to relate arguments about sexual orientation and rights to broader debates within feminist theory Human Rights and Common Good John Finnis, 2011-04-07 This central volume in the Collected Essays brings together John Finnis's wide ranging contribution to central issues in political philosophy The volume begins by examining the general theory of political community and social justice It includes the powerful and well known Maccabaean Lecture on Bills of Rights a searching critique of Ronald Dworkin's moral political arguments and conclusions of the European Court of Human Rights approach to fundamental rights and of judicial review as a constitutional institution It is followed by an equally searching analysis of Kant's thought on the intersection of law right and ethics Other papers in the book sopening section include an early assessment of Rawls s A

Theory of Justice a radical re interpretation of Aguinas on limited government and the significance of the private public distinction and a challenging paper on virtue and the constitution The volume then focuses on central problems in modern political communities including the achievement of justice in work and distribution the practice of punishment war and justice the public control of euthanasia and abortion and the nature of marriage and the common good There are careful and vigorous critiques of Nietzsche on morality Hart on punishment Dworkin on the enforcement of morality and on euthanasia Rawls on justice and law Thomson on the woman's right to choose Habermas on abortion Nussbaum and Koppelman on same sex relations and Dummett and Weithman on open borders The volume s previously unpublished papers include a foundational consideration of labour unions a fresh statement of a new grounding for the morality of sex a surprising reading of C S Lewis s Abolition of Man on contraception and an introduction reviewing some of the remarkable changes in private and public morality over the past half century **Revolting Prostitutes** Molly Smith, Juno Mac, 2018-11-06 How the law harms sex workers and what they want instead Do you have to endorse prostitution in order to support sex worker rights Should clients be criminalized and can the police deliver justice In Revolting Prostitutes sex workers Juno Mac and Molly Smith bring a fresh perspective to questions that have long been contentious Speaking from a growing global sex worker rights movement and situating their argument firmly within wider questions of migration work feminism and resistance to white supremacy they make it clear that anyone committed to working towards justice and freedom should be in support of the sex worker rights movement <u>Liberalism and Prostitution</u> Peter de Marneffe, 2010 Civil libertarians characterize prostitution as a victimless crime and argue that it ought to be legalized Feminist critics counter that prostitution is not victimless since it harms the people who do it Civil libertarians respond that most women freely choose to do this work and that it is paternalistic for the government to limit a person s liberty for her own good In this book Peter de Marneffe argues that although most prostitution is voluntary paternalistic prostitution laws in some form are nonetheless morally justifiable If prostitution is commonly harmful in the way that feminist critics maintain then this argument for prostitution laws is not objectionably moralistic and some prostitution laws violate no one s rights Paternalistic prostitution laws in some form are therefore consistent with the fundamental principles of contemporary liberalism **Toleration and the Constitution** David A. J. Richards, 1989-04-06 Why have the issues of religious liberty free speech and constitutional privacy come to figure so prominently in our society What are the origins of the basic principles of our constitutional law This work develops a general theory of constitutional interpretation based on an original synthesis of political theory history law and a larger approach to the interpretation of culture Presenting both historical and theoretical arguments in support of a theory that affirms the moral sovereignty of the people Richards maintains that toleration or respect for conscience and individual freedom is the central constitutional ideal He discusses such current topics of constitutional controversy as church state relations the scope of free speech and the application of the constitutional right to privacy to abortion and consensual adult

sexual relations The Rich Get Richer and the Poor Get Prison Jeffrey Reiman, Paul Leighton, 2016-11-10 For nearly 40 years this classic text has taken the issue of economic inequality seriously and asked Why are our prisons filled with the poor Why aren t the tools of the criminal justice system being used to protect Americans from predatory business practices and to punish well off people who cause widespread harm The Rich Get Richer shows readers that much that goes on in the criminal justice system violates citizens sense of basic fairness It presents extensive evidence from mainstream data that the criminal justice system does not function in the way it says it does nor in the way that readers believe it should The authors develop a theoretical perspective from which readers might understand these failures and evaluate them morally and they to do it in a short and relatively inexpensive text written in plain language New to this edition Presents recent data comparing the harms due to criminal activity with the harms of dangerous but not criminal corporate actions Presents new data on recent crime rate declines which are paired with data on how public safety is not prioritized by the U S government Updates statistics on crime victimization wealth and discrimination plus coverage of the increasing role of criminal justice fines and fees in generating revenue for government Updates on the costs to society of white collar crime Updates and deepened analysis of why fundamental reforms are not undertaken Streamlined and condensed prose for greater clarity **Routledge Revivals:** Homosexuality: A Research Guide (1987) Wayne R. Dynes, 2017-02-17 First published in 1987 this book encompasses a broad range interdisciplinary research into homosexuality displaying a full spectrum of points of view and given that the major traditions of modern homosexual research began in Europe is not restricted to works in English In general topics that are densely covered in the literature are presented in this guide selectively with some less studied topics such as Economics and Music fleshed out with signposts to more comprehensive research It seeks to not only mirror existing publications but also to stimulate new work by pinpointing neglected themes and methods This book will be of interest to students of sociology *Drugs and the Limits of Liberalism* Pablo De Greiff, 2018-10-18 Society s drug problem will persist and debates over how to solve it will continue getting nowhere until we define our terms. This book is an effort to do just that to parse the legal moral and philosophical underpinnings for any discussion of drug policy Does liberal political theory with its commitment to individual freedom offer any quidance in the matter of drugs particularly regarding their legal status Do the commitments that citizens of liberal democracies make commitments to ideals such as rationality equality justice and democratic forms of decision making have implications for drug policy. These are the questions addressed in this volume which explores the possibilities and limitations of philosophical reflection on this pressing practical social issue The authors distinguished political and legal philosophers search out the justification of policies that manage problems of drug consumption and social disintegration but do so in keeping with the moral and political commitments of a liberal democratic society Their subjects range from the rationality or irrationality of drug consumption to the scope of liberty from the proper aims of legislation to the rhetoric of the war on drugs particularly as deployed by former Drug Czar William Bennett The

Future of Assisted Suicide and Euthanasia Neil M. Gorsuch, 2009-04-12 After assessing the strengths and weaknesses of arguments for assisted suicide and euthanasia Gorsuch builds a nuanced novel and powerful moral and legal argument against legalization one based on a principle that surprisingly has largely been overlooked in the debate the idea that human life is intrinsically valuable and that intentional killing is always wrong At the same time the argument Gorsuch develops leaves wide latitude for individual patient autonomy and the refusal of unwanted medical treatment and life sustaining care permitting intervention only in cases where an intention to kill is present The Drug Solution Chester Nelson Mitchell, 1990-05-15 This provocative volume makes a valuable contribution to debates on drug legislation It is the only book that analyses and assesses all regulatory alternatives to drug prohibition. The author brings together research from the scientific medical ethical and legal fields to criticize drug laws and enforcement policies of many countries including the U S and Canada Nomination of Robert H. Bork to be Associate Justice of the United States Supreme Court United States. Congress. Senate. Committee on the Judiciary, 1987 The Economic Anatomy of a Drug War David W. Rasmussen, Bruce L. Benson, 1994 This book explores the economics of illicit drug markets the connection between these markets and other crime and the adjustments these markets make when faced with changes in drug enforcement Focusing specifically on the most recent escalation of drug enforcement during the period from 1984 1989 Rasmussen and Benson adopt an economic perspective to explore the origins and effects of American drug policy Rasmussen and Benson argue that effective drug policy is only possible if we realize that increasing drug enforcement can be a tragedy of the commons because criminal justice resources are diverted from other uses and many unintended consequences are generated by politically popular drug enforcement initiatives **A Moral Defense of Prostitution** Rob Lovering, 2021-07-09 Is prostitution immoral In this book Rob Lovering argues that it is not Offering a careful and thorough critique of the many twenty to be exact arguments for prostitution s immorality Lovering leaves no claim unchallenged Drawing on the relevant literature along with his own creative thinking Lovering offers a clear and reasoned moral defense of the world's oldest profession Lovering demonstrates convincingly on both consequentialist and nonconsequentialist grounds that there is nothing immoral about prostitution between consenting adults The legal implications of this view are also brought to bear on the current discourse surrounding this controversial topic Making Men Moral Robert P. George, 1995-04-06 Contemporary liberal thinkers commonly suppose that there is something in principle unjust about the legal prohibition of putatively victimless immoralities Against the prevailing liberal view Robert P George defends the proposition that moral laws can play a legitimate if subsidiary role in preserving the moral ecology of the cultural environment in which people make the morally significant choices by which they form their characters and influence for good or ill the moral lives of others George shows that a defence of morals legislation is fully compatible with a pluralistic perfectionist political theory of civil liberties and public morality

Sex Drugs Death And The Law Book Review: Unveiling the Power of Words

In a global driven by information and connectivity, the power of words has are more evident than ever. They have the capacity to inspire, provoke, and ignite change. Such is the essence of the book **Sex Drugs Death And The Law**, a literary masterpiece that delves deep into the significance of words and their impact on our lives. Published by a renowned author, this captivating work takes readers on a transformative journey, unraveling the secrets and potential behind every word. In this review, we will explore the book is key themes, examine its writing style, and analyze its overall effect on readers.

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