



# PHILOSOPHICAL PROBLEMS IN THE LAW

*fifth edition*

**DAVID M. ADAMS**

# Philosophical Problems In The Law

**Richard Bailey**



## **Philosophical Problems In The Law:**

**Philosophical Problems in the Law**, 2000 This excellent collection of topically organized articles with chapter introductions cases for further reflection and end of chapter glossaries provides an accessible yet philosophically honest and balanced introduction to the philosophy of law

**Philosophical Problems in the Law** David M. Adams, 1992 This book should be of interest to designed for introductory level philosophy of law or jurisprudence courses

*Philosophical Problems in the Law*, 2000 This excellent collection of topically organized articles with chapter introductions cases for further reflection and end of chapter glossaries provides an accessible yet philosophically honest and balanced introduction to the philosophy of law

**Issues in Philosophy of Law** Oladele Balogun, Mabol Olaolu, 1999

Philosophical Problems of the Internal and External Worlds John Earman, Allen Janis, Gerald J. Massey, Nicholas Rescher, 2014-02-06 The inaugural volume of the Pittsburgh Konstanz series devoted to the work of philosopher Adolf Gr nbaum encompasses the philosophical problems of space time and cosmology the nature of scientific methodology and the foundations of psychoanalysis

**Philosophy, Law and the Family** Laurence D. Houlgate, 2017-01-21 This textbook uses cases in family law to illustrate both traditional philosophical problems in the law as well as problems that are unique to family law In the beginning chapters family law cases are employed to introduce the reader to philosophical debates about the relationship between law and morals about how one ought to interpret the U S Constitution and its amendments about the conditions under which individual liberty is justifiably limited by law about the justification of punishment and about the justification of remedies and standards of care in determining negligence in tort cases Later chapters are devoted to contemporary issues unique to family law including justifiable limits of access to marriage alternatives to marriage the rights of children child custody disputes involving surrogate births quasi property disputes involving custody of frozen embryos and the justifiable limits of the right not to procreate The book reflects current movements contemporary debates and recent research on the philosophical problems in family law

*The Law in Philosophical Perspectives* Luc J. Wintgens, 2013-04-17 In this age of collections that is ours many volumes of collections are published They contain contributions of several well known authors and their aim is to present a selective overview of a relevant field of study This book has the same purpose Its aim is to introduce students scholars and all those interested in current problems of legal theory and legal philosophy to the work of the leading scholars in this field The large number of publications both books and articles that have been produced over recent decades makes it quite difficult however for those who are making their first steps in this domain to find firm guidelines The book is new in its genre because of its method The choice was made not to reprint an example of contributors earlier basic articles or a part of one of their books This would only give a partial view of the rich texture of their work Rather the authors were asked to make an original synthesis of their own contributions to the field of legal theory and legal philosophy Brought together in this volume they constitute a truly author ised view of their work This book is also new in that each essay is complemented with

bibliographical information in order to encourage further research on the author's self-selected work. This will help the reader rapidly to become familiar with the whole of the published work of the contributors. Kazimierz Opalek Selected Papers in Legal Philosophy Jan Wolenski, 2013-06-29 Philosophical aspects of law and jurisprudence are investigated from various points of view. This collection represents the analytic approach to legal philosophy. However, this approach is not extreme in the sense that it is limited exclusively to linguistic matters. The concept of norm as a directive of conduct is the central category analyzed in particular essays. The structure of directives as well as their semantic and pragmatic roles are studied. Pragmatic functions of directives are linked with their functioning as speech acts. Moreover, existence and validity of norms are analyzed. The author also touches on general methodological problems of legal theory and philosophy, particularly their relations to social sciences. The collection covers material interesting for philosophers, lawyers, and social scientists.

*Subjectivity* Steven F. McGuire, R. J. Snell, 2016-03-04 In *Subjectivity* sixteen leading scholars examine the turn to the subject in modern philosophy and consider its historical antecedents in ancient and medieval thought. Some critics of modernity reject the turn to the subject as a specifically modern error, arguing that it logically leads to nihilism and moral relativism by divorcing the human mind from objective reality. Yet some important thinkers of the last half century, including Leo Strauss, Eric Voegelin, John Finnis, and Bernard Lonergan, consider a subjective starting point and claim to find a similar position in ancient and medieval thought. If correct, their positions suggest that one can adopt the subjective turn and remain true to the tradition. This is a timely question. The common good of our polity encounters a situation in which many believe that there is no objective reality to which human minds and wills ought to conform, a conclusion that suggests we can define and construct reality. In light of this, the notion of a natural or objective reality to which human beings ought to conform becomes particularly vital. Should we then adopt the modern turn to subjectivity and argue for objective truth and moral order on its basis, or reject the subjective turn as part of the problem and return to an earlier approach that grounds these things in nature or some other external reality? Critics of modern subjectivity argue that the modern turn to subjectivity must be abandoned because it is the very source of the nominalism that threatens to undermine liberal democracy. Others argue, however, that subjectivity itself logically leads to the recognition of an objective reality beyond the mind of the individual. Edited by R. J. Snell and Steven F. McGuire, this collection will be of particular interest to intellectual historians, political philosophers, theologians, and philosophers. *Philosophical Problems of Space and Time* Adolf Grünbaum, 2012-12-06 It is ten years since Adolf Grünbaum published the first edition of this book. It was promptly recognized to be one of the few major works in the philosophy of the natural sciences of this generation. In part, this is so because Grünbaum has chosen a problem basic both to philosophy and to the natural sciences: the nature of space and time. And in part, this is so because he so admirably exemplifies that Aristotelian devotion to the intimate and mutual dependence of actual science and philosophical understanding. More than this, however, the quality of his work derives from his achievement in combining detail with scope.

The problems of space and time have been among the most difficult in contemporary and classical thought and Grünbaum has been responsible to the full depth and complexity of these difficulties This revised and enlarged second edition is a work in progress in the tradition of reflective analysis of modern science of such figures as Ehrenfest and Reichenbach In publishing this work among the Boston Studies in the Philosophy of Science we hope to contribute to and encourage that broad tradition of natural philosophy which is marked by the close collaboration of philosophers and scientists To this end we have published the proceedings of our Colloquia of meetings and conferences here and abroad as well as the works of single authors

Philosophical Problems of Modern Biology Jan Kamaryt, 1965      *Contemporary Issues in International Environmental Law* M. Fitzmaurice, 2009-01-01 Highly recommended as a key contribution to the literature It fulfils its title in being contemporaneous but more than that it also provides a subtle critique of how many international environmental lawyers have approached their subject this book will be an essential read for anyone interested in the subject British Yearbook of International Law This book presents an interesting scholarly read an invaluable reference asset to law students researchers policy makers and non state actors with interest in environmental regulation and governance Priscilla Schwartz Journal of Environmental Law This is a thoughtful and well researched study of current issues in international environmental law Malgosia Fitzmaurice's collection of essays is a welcome addition to the literature in this rapidly developing area of the law it provides perspective on the environmental law issues discussed but always against the background of the broader concepts and principles of general international law James Crawford University of Cambridge UK The central aim of this insightful book is to illuminate how many concepts in international environmental law such as the precautionary principle and sustainable development are taken for granted These problematic issues are very much still evolving and subject to heated debate between scholars as well as between states The author explores these controversies viewing them as a positive development within a field that is in a constant state of flux Areas discussed include the convergence of human rights with environmental issues and the quest for the human right to a clean environment The book also clearly demonstrates that international environmental law cannot be analysed in isolation since it greatly influences the development of general international law Taking full account of the most recent decisions of international courts and tribunals as well as the most up to date scholarly analysis *Contemporary Issues in International Environmental Law* is a timely and important resource for legal scholars under and post graduates and practitioners alike

**The Philosophy of International Law** Samantha Besson, John Tasioulas, 2010-04-01 International law has recently emerged as the subject matter of an exciting new field of philosophical investigation *The Philosophy of International Law* contains 29 cutting edge essays by leading philosophers and international lawyers all published here in English for the first time that address the central philosophical questions about international law The volume's overarching theme is the moral and political values that should guide the assessment and development of international law and institutions Some of the essays tackle general topics such as the sources and legitimacy

of international law the nature of international legal adjudication whether international law can or should aspire to be democratic and the significance of state sovereignty The other contributions address philosophical problems arising in specific domains of international law such as human rights law international economic law international criminal law international environmental law and the laws of war This volume is the most up to date and comprehensive treatment of the philosophy of international law in existence It is also distinguished by its dialogical methodology there are two essays on each topic with the second author engaging with the arguments of the first It is an invaluable resource for anyone seeking a deeper understanding of the nature and value of international law *The Oxford companion to philosophy* Ted

Honderich,1995 Entries on philosophers schools of thought subjects theories debates concepts practical issues Philosophy of Science: The Key Thinkers James Robert Brown,2021-07-15 From the 19th century the philosophy of science has been shaped by a group of influential figures Who were they Why do they matter This introduction brings to life the most influential thinkers in the philosophy of science uncovering how the field has developed over the last 200 years Taking up the subject from the time when some philosophers began to think of themselves not just as philosophers but as philosophers of science a team of leading contemporary philosophers explain criticize and honour the giants Now updated and revised throughout the second edition includes Easy to follow overviews of pivotal thinkers including John Stuart Mill Rudolf Carnap Thomas Kuhn Karl Popper and many more Coverage of central issues such as experience and necessity logical empiricism falsifiability paradigms the sociology of science realism and feminist critiques An afterword looking ahead to emerging research trends Study questions and further reading lists at the end of each chapter Philosophy of Science The Key Thinkers demonstrates how the ideas and arguments of these figures laid the foundations of our understanding of modern science

**Campus Hate Speech on Trial** Timothy C. Shiell,2009 Ban it the initial arguments for campus speech codes Wayne dick s plea the critics fight back See you in court the campus hate speech cases Hostile environment takes a front seat The attack on hostile environment And the verdict is The debate 1998 2008 *Legal Theory and the Legal Academy* MaksymilianDel Mar,2017-07-05 The third in a series of three volumes on Contemporary Legal Theory this volume deals with four topics 1 the role of legal theory in the legal curriculum 2 the teaching of legal theory 3 the relationship of legal theory to legal scholarship and 4 the relationship of legal theory to comparative law The focus of the first two topics is on the common law world where the debates over the aims and proper place of legal theory in the study of law have traversed a good deal of ground since John Austin s 1828 lecture The Uses and the Study of Jurisprudence These first two parts offer a selection of the most important papers including surveys as well as pedagogical viewpoints and particular course descriptions from analytical critical feminist law and literature and global perspectives The last three decades have seen just as many changes for legal scholarship and comparative law These changes such as the rise of empirical legal scholarship have often attracted the attention of legal theorists Within comparative law the last thirty years have witnessed intense methodological reflection

within the discipline the results of these reflections are themselves properly recognised as legal theoretical contributions The volume collects the key papers including those by Neil MacCormick Mark Van Hoecke Andrew Halpin William Ewald and Geoffrey Samuel     **The Modern Legal Philosophy Series...** ,1914     **Law in Society: Reflections on Children, Family, Culture and Philosophy** Alison Diduck,Noam Peleg,Helen Reece,2015-08-24 This collection written by legal scholars from around the world offers insights into a variety of topics from children s rights to criminal law jurisprudence medical ethics and more Its breadth reflects the fact that these are all elements of what can broadly be called law and society that enterprise that is interested in law s place or influence in different aspects of real lives and understands law to be simultaneously symbol philosophy and action It is also testament to the broad range of vision of Professor Michael Freeman in whose honour the volume was conceived The contributions are divided into categories which reflect his distinguished career and publications over 85 books and countless articles including pioneering work on children s rights domestic violence religious law jurisprudence law and culture family law and medicine ethics and the law as well as his enduring commitment to interdisciplinarity The volume begins with work on law in its philosophical cultural or symbolic realm Part I Law and Stories Culture Religion and Philosophy including its commitment to the normative ideal of rights Part II Law and Rights and then offfers work on law as coercive state action Part III Law and the Coercive State and as regulator of personal relationships Part IV Law and Personal Living It continues with reflections on the importance of globalisation both of law and of doing family in personal and public life Part V Law and International Living before closing with two reflections on Michael Freeman s body of work generally including one from Michael himself Part VI Law and Michael Freeman     *Philosophical Problems and Arguments* James W. Cornman,Keith Lehrer,George Sotiros Pappas,1992-01-01 Widely used by instructors who emphasize the logical structure of philosophical theories and the dialectical play of argument this popular work provides clear reliable and up to date discussions of central philosophical debates The fourth edition incorporates major revisions the first since 1982 and features an extensive change in content Every chapter has been reworked to improve its organization to make it more accessible and engaging to the student and to reflect recent discussions

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