



An Introduction to the Philosophy of Law

Pound, Roscoe

Philosophy Of Law An Introduction

Joseph I. Omoregbe



Philosophy Of Law An Introduction:

Philosophy of Law Mark Tebbit, 2017-01-20 This book provides an ideal starting point for students of philosophy and law. Setting it clearly against the historical background, the author leads readers into the heart of the philosophical questions that dominate philosophy of law today and provides an overview of the contending theories that have sought to resolve these problems. The book is structured in three parts around the key issues and themes in philosophy of law: what is the law, the major legal theories addressing the question of what we mean by law including natural law, legal positivism and legal realism, the reach of the law, the various legal theories on the nature and extent of the law's authority with regard to obligation and civil disobedience, rights, liberty and privacy and criminal law, responsibility and mens rea, intention, recklessness and murder, legal defences, insanity and philosophies of punishment. Revisions include a more detailed analysis of natural law, new chapters on common law and the development of positivism, a reassessment of the Austin-Hart dispute in the light of recent criticism of Hart, a new chapter on the natural law/positivist controversy over Nazi law and legality, and new chapters on criminal law extending the analysis of the dispute over the viability of the defences of necessity and duress. *The Philosophy of Law* Jeffrie G. Murphy, Jules L. Coleman, 1984 *An Introduction to the Philosophy of Law* Roscoe Pound, 1959-09-10 Among books of similar scope, this is the recognized American classic. Those who read this book will have the strange privilege of thinking things together in the law from the beginning of written history to the moment Pound sent his writings to the printer. Through this writing of Pound's they can see what it is to deal with the whole objective world in the law as a freeman should, knowing how things have happened, fortunately or unfortunately, logically or through some kind of hardly explicable human conduct. *Philosophy of Law* Mark Tebbit, 2000-02-01 *Philosophy of Law An Introduction* provides an ideal starting point to students of philosophy and law. Assuming no prior knowledge of philosophy or law, Mark Tebbit introduces readers to fundamental legal theories and concepts and to the philosophical questions they raise. He provides an exceptionally wide-ranging overview to the competing theories and the disputes in the subject, both classical and contemporary. **Book jacket** *What Makes Law* Liam Murphy, 2014-06-16 This book offers an advanced introduction to central questions in legal philosophy: What factors determine the content of the law in force? What makes a normative system a legal system? How does law beyond the state differ from domestic law? What kind of moral force does law have? The most important existing views are introduced, but the aim is not to survey the existing literature. Rather, this book introduces the subject by stepping back from the fray to sketch the big picture, to show just what is at stake in these old debates. Legal philosophy has become somewhat arid and inward-looking. In part, this is because the disagreement between the main camps on the important questions is apparently intractable. The main aim of the book is to suggest both a diagnosis and a proper practical response to this situation of intractable disagreement about questions that do matter. *Philosophy of Law* Joseph I. Omoregbe, 1994 *INTRODUCTION TO THE PHILOSOPHY OF LAW* ROSCOE. POUND, 2018 **An Introduction to the**

Philosophy of Law Roscoe Pound, Marshall. L DeRosa, 2017-11-30 In *An Introduction to the Philosophy of Law* Roscoe Pound shows how philosophy has been a powerful instrument throughout the history of law He examines what philosophy has done for some of the chief problems of the science of law and how it is possible to look at those problems philosophically without treating them in terms of a particular time period The function of legal philosophy writes Pound is to rationally formulate a general theory of law which conforms to the interests the general security first and foremost of society Marshall DeRosa writes in his new introduction that in the light of twentieth century judicial politics Roscoe Pound's philosophy of law has prevailed to a significant extent This book's relevance to appreciating the development of the American legal system in all its complexities including liability law contract law and property law is in itself notable But in terms of understanding the twentieth century development of the American rule of law *An Introduction to the Philosophy of Law* is indispensable It will make an invaluable addition to the personal libraries of legal theorists philosophers political scientists and historians of American law

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An Introduction to the Philosophy of Law Roscoe Pound, 2019-11-21 In *An Introduction to the Philosophy of Law* Roscoe Pound presents a comprehensive examination of legal theory through an analytical lens that intertwines historical context jurisprudential principles and social realities His literary style is characterized by clarity and lucidity employing both philosophical discourse and practical examples to elucidate the complex interplay between law and society Set against the backdrop of early 20th century legal thought Pound's work serves as both a critique of positivism and a call for a more dynamic understanding of law emphasizing the necessity of integrating ethical considerations into legal frameworks Roscoe Pound an influential legal scholar and pragmatist served as a dean at Harvard Law School and was deeply engaged with the evolving landscape of American jurisprudence His background in sociology and philosophy informed his quest to reconcile the rigid structures of law with the fluid nature of human experience This interplay of disciplines propelled Pound to question established norms and advocate for a legal philosophy that prioritizes the social good ultimately shaping his approach in this text *An Introduction to the Philosophy of Law* is essential reading for anyone seeking to understand the foundations of legal thought and the philosophical dilemmas inherent in the practice of law It is particularly

recommended for students practitioners and scholars who wish to grasp the significance of law in shaping societal values and the ethical implications that arise from its application

Introduction to the Philosophy of Law Jefferson White, Dennis Michael Patterson, 1999 Introduction to the Philosophy of Law Readings and Cases employs a combination of case based and theory based materials to show novices in the field how the philosophy of law is related to concrete and actual legal practice Ideal for undergraduates it engages their curiosity about the law without sacrificing philosophical content The authors emphasize a command of legal concepts and doctrine as a prelude to philosophical analysis Designed to acquaint students with the fundamentals of jurisprudence and legal theory Part I of the book includes readings from influential philosophers representing eight different types of jurisprudence natural law theory positivism constructivism consequentialism critical legal studies feminist theory practice theory and new natural law theory In Part II the authors present a variety of cases that allow students to apply the theories in Part I to the actual practice of law Unlike similar texts which focus primarily on public law this unique book addresses both private and public law and includes cases on statutory interpretation contract law and tort law Brief essays precede and discussion questions follow each case Introduction to the Philosophy of Law Readings and Cases serves as an exceptional text for courses in the philosophy of law jurisprudence and legal theory

Philosophy Of Law Jeffrie Murphy, Jules Coleman, 1989-12-17 In this revised edition two distinguished philosophers have extended and strengthened the most authoritative text available on the philosophy of law and jurisprudence While retaining their comprehensive coverage of classical and modern theory Murphy and Coleman have added new discussions of the Critical Legal Studies movement and feminist jurisprudence and they have strengthened their treatment of natural law theory criminalization and the law of torts The chapter on law and economics remains the best short introduction to that difficult controversial and influential topic Students will appreciate the careful organization and clear presentation of complicated issues as well as the emphasis on the relevance of both law and legal theory to contemporary society

Philosophy of Law: A Very Short Introduction Raymond Wacks, 2006-05-18 The concept of law lies at the heart of our social and political life shaping the character of our community and underlying issues from racism and abortion to human rights and international war But what actually is law A set of naturally occurring moral principles or simply rules agreed by a particular society What is a right and what rights should people actually have Is law really colour blind and gender blind Can the law truly tell us whether gay marriages are immoral what s wrong with racism or whether we should go to war Revealing the intriguing and challenging nature of legal philosophy with clarity and enthusiasm Raymond Wacks explores the notion of law and its role in our lives Referring to key thinkers from Aristotle to Rawls Bentham Dworkin H L A Hart and Derrida he looks at the central questions behind legal theory that have fascinated lawyers and philosophers and anyone who ever wondered about law s relation to justice morality and democracy

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new subject quickly Our expert authors combine facts analysis perspective new ideas and enthusiasm to make interesting and challenging topics highly readable

Law, Order and Freedom C.W. Maris,F.C.L.M. Jacobs,2011-09-08 The central question in legal philosophy is the relationship between law and morality The legal systems of many countries around the world have been influenced by the principles of the Enlightenment freedom equality and fraternity The position is similar in relation to the accompanying state ideal of the democratic constitutional state as well as the notion of a welfare state The foundation of these principles lies in the ideal of individual autonomy The law must in this view guarantee a social order which secures the equal freedom of all This freedom is moreover fundamental because in modern pluralistic societies a great diversity of views exist concerning the appropriate way of life This freedom ideal is however also strongly contested In Law Order and Freedom a historical overview is given pertaining to the question of the extent to which the modern Enlightenment values can serve as the universal foundation of law and society

An Introduction to the Philosophy of Law (Classic Reprint) Roscoe Pound,2017-11-20 Excerpt from An Introduction to the Philosophy of Law Ripe for restoring it to its Old place therein Atlaw what stands before us to be done in some of the more conspicuous problems Of that science today in which philosophy may help us and how it is possible to look at those problems philo Sophically without treating them in terms of the eighteenth century natural law or the nineteenth century metaphysical jurisprudence which stand for philosophy in the general understanding of lawyers Roscoe pound About the Publisher Forgotten Books publishes hundreds of thousands of rare and classic books Find more at www.forgottenbooks.com This book is a reproduction of an important historical work Forgotten Books uses state of the art technology to digitally reconstruct the work preserving the original format whilst repairing imperfections present in the aged copy In rare cases an imperfection in the original such as a blemish or missing page may be replicated in our edition We do however repair the vast majority of imperfections successfully any imperfections that remain are intentionally left to preserve the state of such historical works

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Natural Law Alessandro Passerin d'Entrèves,1951 This is the classic study of the history

and continuing philosophical values of the law of nature D Entreves discerned three distinct sources that have contributed to the development of natural law Roman law teachings Christian beliefs regarding law and egalitarian and revolutionary theories of the Enlightenment Now regarded as a classic work Natural Law has exercised considerable influence over the course of Anglo American legal theory in the past forty years The statements of Clarence Thomas during his 1991 Senate confirmation hearings show that the law of nature still holds powerful appeal in defining judicial rules In the new introduction Cary J Nederman points out both the contemporary value and the historical significance of Natural Law He also provides the biographical as well as intellectual context for d Entreves immense accomplishments This volume is essential reading for students of legal history political theory and philosophy It will also be of interest to historians Few texts provide as concise or as cogent an introduction to natural theory as Alexander Passerin d Entreves Natural Law An Introduction to Legal Philosophy Transaction Publishers has performed a genuine service by bringing out a new edition of Natural Law D Entreves analysis is clear and penetrating and will guide the student of natural law to further fruitful study Mitchell Muncy The University Bookman Google Books viewed May 18 2021

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An Introduction to the Philosophy of Law Roscoe Pound, 2018-07-30 An Introduction to the Philosophy of Law Roscoe Pound be just from convention or enactment The latter he says can be just only with respect to those things which by nature are indifferent Thus when a newly reconstituted city took a living Spartan general for its eponymus no one was bound by nature to sacrifice to Brasidas as to an ancestor but he was bound by enactment and after all the matter was one of convention which in a society framed on the model of an organized kindred required that the citizens have a common heroic ancestor and was morally indifferent The distinction was handed down to modern legal science by Thomas Aquinas was embodied in Anglo American legal thought by Blackstone and has become staple But it is quite out of its setting as a doctrine of mala prohibita and mala in se An example of the distinction between law and rules of law has become the basis of an arbitrary line between the traditionally anti social penalized by the common law and recently penalized infringements of newly or partially recognized We are delighted to publish this classic book as part of our extensive Classic Library collection Many of the books in our collection have been out of print for decades and therefore have not been accessible to the general public The aim of our publishing program is to facilitate rapid access to this vast reservoir of literature and our view is that this is a significant literary work which deserves to be brought back into print after many decades The contents of the vast

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6. In chapter 5, the author will draw a conclusion about Philosophy Of Law An Introduction. This chapter will summarize the key points that have been discussed throughout the book.

This book is crafted in an easy-to-understand language and is complemented by engaging illustrations. It is highly recommended for anyone seeking to gain a comprehensive understanding of Philosophy Of Law An Introduction.

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