

# **Political and Legal Obligation**

**Edited by  
J. Roland Pennock  
and John W. Chapman**

*With a new introduction by  
William J. Quirk*

# Political Legal Obligation

**Thomas Hill Green**



## **Political Legal Obligation:**

**Political and Legal Obligation** J. Roland Pennock, 2017-07-12 At a point in history marked by dramatic challenges to the existing political and social order the question of legal and political obligation emerges as a focal point of international concern Amid the clamor for radical change in the established order theories of political obligation demand renewed examination In this volume eighteen leading specialists in the legal philosophical and political science aspects of the question offer their views on this timely topic Part I examines the nature of moral legal and political obligation The first essay presents a set of definitions that denies the very existence of obligation While the second essay disagreeing particularly with respect to the relationship of political to moral tenets and the third discussing the highly complex interplay between law and morality The following essay approaches obligation as existing in the context of an established political and legal system and stresses the importance of evaluating the negative consequences of challenges to the law as well as those arising from the absence of challenges The next paper maintains that political obligation is so complex that its very existence depends upon rational deliberation in particular contexts The fifth explores four significant theories but accepts only the one based on the broadest definition of obligation While the final essay in this part considers political obligation a unique and generalized moral obligation Part II takes up the conditions of obligation and of obedience The first essay in this part discusses the conditions necessary to generate a felt obligation The second paper concentrates on exposing key obstacles to empirical proof that behavior is or is not motivated by felt obligation While the third draws upon a large body of literature and court decisions dealing with compliance to the law The fourth essay is a case study of Rome probes the role of obligation during that city's seven centuries

**Political Obligation** Richard E. Flathman, 2019-11-19 Under what conditions are obedience and disobedience required or justified To what or whom is obedience or disobedience owed What are the differences between authority and power and between legitimate and illegitimate government What is the relationship between having an obligation and having freedom to act What are the similarities and differences among political legal and moral obligations Originally published in 1972 Professor Flathman discusses these crucial issues in political theory in a lucid and stimulating argument Though mainly concerned to develop his own modified utilitarian standing point he also reviews both the classical and modern literature from Plato and Hobbes to Hare and Rawls The treatment is philosophical but it is frequently related to practical issues of civil obedience and disobedience and in particular focuses on the relation between law obligation and social change

**Political Obligation** Dudley Knowles, 2009-09-10 Political obligation is concerned with the clash between the individual's claim to self governance and the right of the state to claim obedience It is a central and ancient problem in political philosophy In this authoritative introduction Dudley Knowles frames the problem of obligation in terms of the duties citizens have to the state and each other Drawing on a wide range of key works in political philosophy from Thomas Hobbes John Locke David Hume and G W F Hegel to John Rawls A John Simmons Joseph Raz and Ronald Dworkin Political Obligation A Critical Introduction

is an ideal starting point for those coming to the topic for the first time as well as being an original and distinctive contribution to the literature Knowles distinguishes the philosophical problem of obligation which types of argument may successfully ground the legitimacy of the state and the duties of citizens from the political problem of obligation whether successful arguments apply to the actual citizens of particular states Against the anarchist and modern skeptics Knowles claims that a plurality of arguments promise success when carefully formulated and defended and discusses in turn ancient and modern theories of social contract and consent fairness and gratitude utilitarianism justice and a Samaritan duty of care for others Against modern communitarians he defends a distinctive liberalism the state proposes the citizen disposes

**Moral Principles and Political Obligations** A. John Simmons, 2020-05-05 Outlining the major competing theories in the history of political and moral philosophy from Locke and Hume through Hart Rawls and Nozick John Simmons attempts to understand and solve the ancient problem of political obligation Under what conditions and for what reasons if any he asks are we morally bound to obey the law and support the political institutions of our countries      **On Political Obligation** Paul Harris, 2019-11-19 First published in 1990 The individual's obligation to obey the law the state and the government is a fundamental part of contemporary political theory The contributors to this volume drawn from a variety of disciplines including philosophy political science and law take a fresh look at the dilemmas of political obligation They discuss the extent to which we should allow the need for conformity to override individual liberties and ask whether individualism is indeed feasible without a highly developed sense of the public interest or the common good The contrast between individualism and communitarianism is examined throughout the book The contributors also look at the various means through which the state can coerce or persuade the individual to be obedient The emphasis throughout this collection is on the substantive problems themselves rather than on the way these issues have been addressed in the history of political thought The book offers a number of different perspectives on political obligation and will be valuable to students of moral political social and legal philosophy      Political Obligation John Horton, 2017-08-24 How should we understand the relationship between citizens and governments and what are the obligations of citizens In this substantially revised new edition of an influential text John Horton challenges dominant theories by offering an associative account focusing particularly on what it is to be a member of a political community      *Lectures on the Principles of Political Obligation* Thomas Hill Green, 2005 Reprint of the first edition Roscoe Pound recommended this book in *The Study of American Law* for its discussion of legal rights powers liberties privileges and liabilities 38 Green 1836 1882 Professor of Moral Philosophy at Oxford University was one of the most influential philosophers of the nineteenth and early twentieth centuries *Lectures on the Principles of Political Obligations* is his most important work Its object is to demonstrate on the basis of his general moral philosophy the ethical position of the state in particular the extent to which moral authority is justifiable and obedience to law morally obligatory Extracted from Volume II of *The Works of Thomas Hill Green* 1885 it went on to become a standard textbook on political theory in Great

Britain and the United States A durable work it is still cited today      **A Theory of Political Obligation** Margaret Gilbert, 2006-05-11 Margaret Gilbert offers an incisive new approach to a classic problem of political philosophy when and why should I do what the laws of my country tell me to do Beginning with carefully argued accounts of social groups in general and political societies in particular the author argues that in central standard senses of the relevant terms membership in a political society in and of itself obligates one to support that society's political institutions The obligations in question are not moral requirements derived from general moral principles as is often supposed but a matter of one's participation in a special kind of commitment joint commitment An agreement is sufficient but not necessary to generate such a commitment Gilbert uses the phrase plural subject to refer to all of those who are jointly committed in some way She therefore labels the theory offered in this book the plural subject theory of political obligation The author concentrates on the exposition of this theory carefully explaining how and in what sense joint commitments obligate She also explores a classic theory of political obligation actual contract theory according to which one is obligated to conform to the laws of one's country because one agreed to do so She offers a new interpretation of this theory in light of a theory of plural subject theory of agreements She argues that actual contract theory has more merit than has been thought though the more general plural subject theory is to be preferred She compares and contrasts plural subject theory with identification theory relationship theory and the theory of fair play She brings it to bear on some classic situations of crisis and in the concluding chapter suggests a number of avenues for related empirical and moral inquiry Clearly and compellingly written **A Theory of Political Obligation** will be essential reading for political philosophers and theorists      **Political Obligation** Thomas McPherson, 1967      **Philosophical Anarchism and Political Obligation** Magda Egoumenides, 2014-08-28 Political obligation refers to the moral obligation of citizens to obey the law of their state and to the existence nature and justification of a special relationship between a government and its constituents This volume in the Contemporary Anarchist Studies series challenges this relationship seeking to define and defend the position of critical philosophical anarchism against alternative approaches to the issue of justification of political institutions The book sets out to demonstrate the value of taking an anarchist approach to the problem of political authority looking at theories of natural duty state justification natural duty of justice fairness political institutions and more It argues that the anarchist perspective is in fact indispensable to theorists of political obligation and can improve our views of political authority and social relations This accessible book builds on the works of philosophical anarchists such as John Simmons and Leslie Green and discusses key theorists including Rousseau Rawls and Horton This key resource will make an important contribution to anarchist political theory and to anarchist studies more generally      *Lectures on the Principles of Political Obligation and Other Writings* Thomas Hill Green, 1986-02-06 The political writings of T H Green with notes and an introductory essay      *Political Philosophy* Dudley Knowles, 2006-04-21 This comprehensive introduction to the major thinkers and topics in political philosophy explores the philosophical traditions

which continue to inform our political judgements Dudley Knowles introduces the ideas of key political thinkers including Hobbes Locke Marx and Mill and influential contemporary thinkers such as Berlin Rawls and Nozick He outlines central problems in political philosophy and encourages the reader to critically engage with all the issues discussed The individual chapters discuss and analyse utilitarianism liberty rights justice obligation democracy Political Philosophy is ideally suited to students taking introductory courses in political theory and philosophy

**An humble tribute to my country: or practical essays, political, legal, moral and miscellaneous, including a brief account of the life, sufferings, and memorable visit of General Lafayette** Samuel ELLIOT (of Brattleborough, Vt.),1842

**Questions of International Law** G. Haraszti,2024-12-02

**Political Obligations** George Klosko,2005-03-10 Providing a full defence of the theory of political obligation George Klosko presents arguments based on a number of key principles as well as commenting on popular attitudes and how the state views them

Hobbes and Political Contractarianism David Gauthier,2022-02-18 This volume presents a selection of David Gauthier s writings on Thomas Hobbes 1588 1679 and the theory of political contractarianism The eight essays on Hobbes written over four decades represent the author s changing understanding of the moral and political theories since the publication of *The Logic of Leviathan* OUP 1969 These include essays on Hobbes on law challenging influential readings of his legal philosophy and a previously unpublished piece *The True and Only Moral Philosophy* providing a close reading of chapters 13 15 of *Leviathan* The four essays on social contract theory include an extended version of *Political Contractarianism* 1997 Gauthier s well known *Public Reason* 1994 and a paper previously available only in French and Spanish translations

**Cyclopædia of Political Science, Political Economy, and of the Political History of the United States** John Joseph Lalor,1882

**Legal and Political Status of Women in Iowa** Ruth Augusta Gallaher,1918

**Lectures on the Principles of Political Obligation** Thomas Hill Green,2008-10-01 The present work is Thomas Hill Green s account of his conception of the common good and its importance in determining a set of criteria that will give us the means to evaluate the conduct of political establishments The principles of political obligation are all founded on this attractive idea of a common good and Green is able to apply his principles to a wide range of matters from land law to personal freedom How well the book succeeds in convincing the reader that a common good ought to act as a basis for evaluating the role of political establishments may be unclear But there can be little doubt that the work is one of the most important contributions to political philosophy made by any English philosopher and almost certainly the single most important contribution made by any British idealist The book has attracted philosophers sociologists politologists and others since the day of its appearance and continues to fuel lively debate today

*The Miscellaneous Writings of Francis Lieber* Francis Lieber,1881

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