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Principles Of Family Law

Kerry O'Halloran



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Principles of Family Law Judith M. Masson, Rebecca J. Bailey-Harris, Stephen Michael Cretney, Rebecca Probert, 2008 This title covers the essentials of conflict of laws and international finance with a very practical slant providing the reader with a comparative overview of the law and practice in the key jurisdictions of the world The intention is to illustrate how the concepts and analyses raised throughout The Law and Practice of International Finance series may be applied in a real world setting Principles of Family Law Stephen M. Cretney, 1974 **Principles of Family Law** Stephen Michael Cretney, 1984

Family Law in America Sanford N. Katz, 2011-07-01 For many years family law was viewed as a study of the regulation of relationships of husband and wife and parent and child Both relationships were clearly defined In the case of husband and wife it was through formal legal procedures or informal arrangements called marriage In the case of parent and child it was either through biology or adoption Equally defined were the stages by which these relationships were established maintained and terminated By the close of the twentieth century basic questions about who should be officially designated a family member and by what procedure were being raised both in the legislature and in litigation In addition conventional models that had defined domestic relations such as marriage divorce and adoption were either being expanded to include contemporary patterns of living arrangements and the current reality or new models were being constructed In Family Law in America Professor Sanford N Katz examines the present state of family law in America Themes include the tension between individual autonomy and governmental regulation in all aspects of family law the extent to which relationships established before marriage are being regulated and how marriage is being redefined to take into account equality of the sexes It demonstrates how the definition of marriage as a partnership in which the individual spouse's rights are recognized has resulted in protection of the vulnerable spouse and examines fault and no fault divorce procedures and the extent to which these procedures reflect social realities This volume describes state intervention into the parent and child relationship and how this is reflected in the reexamination of the privacy of the family unit It concludes with a discussion of the conventional model of adoption of children and how additional models are being developed to take into account new family forms *Principles of European Family Law Regarding Divorce and Maintenance Between Former Spouses* Katharina Boele-Woelki, 2004 A book series dedicated to the harmonisation and unification of family and succession law in Europe The European Family Law series includes comparative legal studies and materials as well as studies on the effects of international and European Law making within the national legal systems in Europe The books are published in English French or German under the auspices of the Organising Committee of the Commission on European Family Law CEFL Three years after its establishment the CEFL presents its first Principles of European Family Law in the field of divorce and maintenance between former spouses The Principles aim to bestow the most suitable means for the harmonisation of family laws in Europe In this respect they may serve as a frame of reference for national European and international legislatures

alike The Principles could considerably facilitate their task not only by virtue of the fact that the CEFL s in depth and comprehensive comparative research is easily accessible but also because most of the rules have been drafted in a way which Legislatures normally consider to be appropriate Book jacket **Fundamentals of American Law** New York University School of Law,1996 The American legal system today is the most significant in the world yet until the publication of Fundamentals of American Law there has been no book that provides both the basic rules on the theoretical understanding necessary to comprehend This book is not simply the work of a single author but a collection of especially written essays each by an expert in the field all of whom are on the faculty of New York University School of Law which is recognized as one of the elite law schools in America and which offers this book as an element of its unique Global Law School Programme The book is written specifically for foreign lawyers and law students who have a need to deal with American Law generally but are not seeking to become specialists in any one area For them it is vital to understand the basic principles of a wide range of American legal fields so they can act as informed intermediaries between their public or private clients and their American counterparts The book not only provides the reader with a solid foundation in American law but will also serve as a basic reference book for the fundamentals even as some of the details change over the years Although initially conceived to fill a void for foreign lawyers the book is also ideally suited for others who have a significant need to understand the basic principles of American Law and to interact with American lawyers For this reason it will be an ideal course text for students of business accountancy political science or public administration where the enquiring student will constantly find intersections with the law The book is more than a compendium of legal principles Each chapter explains not only what the law is but why it is that way It sets forth the policy considerations in institutional factors that produce a particular law so the reader can make an independent judgement about its wisdom and perhaps its adaptability to other cultures **Hayes and Williams' Family Law** Stephen Gilmore,Lisa Glennon,2018 Provides a comprehensive critical and case focused introduction to family law Hayes Williams Family Law helps students to gain a firm understanding of family law principles the developing law and key reform debates *General Principles of the Family Law* Llewelyn Neil Van Schalkwyk,Anne S. Louw,2014

Hayes & Williams' Family Law Stephen Gilmore,Lisa Glennon,2020 Provides a comprehensive critical and case focused introduction to family law Hayes Williams Family Law helps students to gain a firm understanding of family law principles the developing law and key reform debates **Principles of the Law of Family Dissolution** ,1993 **Family Law** Jonathan Herring,2012-12-06 This book provides a stimulating carefully planned introduction to the key issues and debates within family law from some of the leading authorities within their field It is designed both as a self standing book focusing on the key issues in the subject and as a supplement to more detailed textbooks on the subject It is essential reading for anybody studying or practising in the field of family law Each chapter is concerned with one of the main areas of family law such as adoption domestic violence marriage and divorce and covers a range of themes including the public private divide balancing

the interests of family members moral values and family law cost and the legal system and the enforcement of family law The book reflects the interdisciplinary nature of the debates on family law and the difficult social and political issues which these have raised

Landmark Cases in Family Law Stephen Gilmore,Jonathan Herring,Rebecca Probert,2011-07-01 There are a number of important landmark cases in the development of Family Law in England and Wales that deserve detailed examination and lend themselves particularly well to historical examination Family law cases tend to raise highly controversial issues often on striking facts frequently provoking wider social debate and or extensive publicity Consequently the landmark cases chosen for this collection provide considerable scope not only for doctrinal analysis and explanation of the importance and impact of the decisions but also for in depth examination of the social or policy developments that influenced them The stories behind the cases provide a fascinating insight into the complexities of family life and the drama that can be found in the family courts In recent years Family Law has seen enormous changes in law s engagement with the notion of family with the enactment for example of the Civil Partnership Act 2004 the Gender Recognition Act 2004 and more recently the Human Fertilisation and Embryology Act 2008 As we begin to move forward into the new millennium this is an excellent time to engage in detailed analyses and stock taking of the landmark decisions many of which were decided in the 1970s and which have shaped modern Family Law This book provides a series of in depth studies of the key leading cases and will be of interest to students and lecturers alike

European Family Law Volume III Jens M. Scherpe,2016-01-29 Family Law in a European Perspectiveexamines core aspects of family law from a comparative European perspective marriage divorce cohabitation same sex relationships the financial consequence of divorce adoption parentage and surrogacy parental responsibility the child s welfare and law concerning older people These topics have been the most debated in family law over the past century They cover areas where national family laws have reacted or will need to react to the challenges of societal changes medical advances and institutional pressures including decisions of the European Courts The contributions show diversity in as well as developments towards a common European family law This book and the others in the set will serve as an invaluable resource for anyone interested in family law It will be of particular use to students and scholars of comparative and international family law as well as family law practitioners Contributors M Antokolskaia P Beaumont I Curry Sumner C Fenton Glynn J Ferrer Riba R George J Herring J Miles J M Scherpe C S rgjerd K Trimmings

The Oxford Handbook of Comparative Law Mathias Reimann,Reinhard Zimmermann,2019-03-26 This fully revised and updated second edition of The Oxford Handbook of Comparative Law provides a wide ranging and diverse critical survey of comparative law at the beginning of the twenty first century It summarizes and evaluates a discipline that is time honoured but not easily understood in all its dimensions In the current era of globalization this discipline is more relevant than ever both on the academic and on the practical level The Handbook is divided into three main sections Section I surveys how comparative law has developed and where it stands today in various parts of the world This includes not only traditional

model jurisdictions such as France Germany and the United States but also other regions like Eastern Europe East Asia and Latin America Section II then discusses the major approaches to comparative law its methods goals and its relationship with other fields such as legal history economics and linguistics Finally section III deals with the status of comparative studies in over a dozen subject matter areas including the major categories of private economic public and criminal law The Handbook contains forty eight chapters written by experts from around the world The aim of each chapter is to provide an accessible original and critical account of the current state of comparative law in its respective area which will help to shape the agenda in the years to come Each chapter also includes a short bibliography referencing the definitive works in the field

Unifying and Harmonising Substantive Law and the Role of Conflict of Laws ,2010-07-05 Traditionally conflict of law rules designate only national substantive law as the applicable law Many unifying and harmonizing substantive law instruments of both States and non State organizations however are designed specifically for application to cross border relationships Achieving this objective is generally hindered by conflict of law rules The requirements which non national law needs to fulfil in order to be accepted as the law governing a cross border relationship deserve clarification Not only uniform law such as the CISG and the envisaged European substantive law instrument for the law of obligations but particularly instruments which are aimed at harmonizing substantive law challenge the established systems of conflict of laws In seeking a positive approach towards the application of a law other than national law various aspects need to be considered 1 is the decision taken by a court or an arbitral tribunal 2 what field of law contract delict tort or family relationships is involved and 3 the objective or subjective choice by the parties designation of the applicable law **Family Law** Sonia

Harris-Short,Joanna Miles,2011-05-19 Presented in an accessible format this text provides a detailed and authoritative exposition of the law illustrated by carefully selected materials and complemented by clear and engaging commentary drawing on a range of critical and theoretical perspectives *Children, the Law and the Welfare Principle* Kerry

O'Halloran,2024-02-06 This book contrasts and compares the different application of the law relating to the welfare interests and rights of children in France and Germany It does so by applying the same matrix of indicators to explore jurisdictional differences between welfare interests and rights in the contexts of public family law civil care and protection etc and criminal youth justice etc private family law matrimonial adoption etc and hybrid public private family law wardship adoption from state care etc By profiling the nations in accordance with the same indicators it reveals important jurisdictional differences in the extent to which welfare interests or rights determine how the law is currently applied to children in France and Germany This volume will be of interest to academics and researchers engaged in law legal studies and social policy and also to policymakers administrators and professionals working within child welfare systems Reconceiving the Family Robin Fretwell Wilson,2006-07-17 This 2006 book provides a critical examination of and reflection on the American Law Institute s ALI Principles of the Law of Family Dissolution Analysis and Recommendations Principles arguably the most sweeping

proposal for family law reform attempted in the US over the last quarter century The volume is a collaborative work of individuals from diverse perspectives and disciplines who explore the fundamental questions about the nature of family parenthood and child support The contributors are all recognized authorities on aspects of family law and provide commentary on the principles examined by the ALI fault custody child support property division spousal support and domestic partnerships utilizing a wide range of analytical tools including economic theory constitutional law social science data and linguistic analysis This volume also includes the perspectives of US judges and legislators and leading family law scholars in the United Kingdom Europe Canada and Australia

Family and Succession Law in the USA Lynn Dennis Wardle, William C. Duncan, Laurence C. Nolan, 2022-07-20 Derived from the renowned multi volume International Encyclopaedia of Laws this concise exposition and analysis of the essential elements of law with regard to family relations marital property and succession to estates in the USA covers the legal rules and customs pertaining to the intertwined civic status of persons the family and property After an informative general introduction the book proceeds to an in depth discussion of the sources and instruments of family and succession law the authorities that adjudicate and administer the laws and issues surrounding the person as a legal entity and the legal disposition of property among family members Such matters as nationality domicile and residence marriage divorce and cohabitation adoption and guardianship succession and inter vivos arrangements and the acquisition and administration of estates are all treated to a degree of depth that will prove useful in nearly any situation likely to arise in legal practice The book is primarily designed to assist lawyers who find themselves having to apply rules of international private law or otherwise handling cases connected with the USA It will also be of great value to students and practitioners as a quick guide and easy to use practical resource in the field and especially to academicians and researchers engaged in comparative studies by providing the necessary basic material of family and succession law

FAMILY LAW NON-MUSLIM IN MALAYSIA: SECOND EDITION (IIUM PRESS) Norliah Ibrahim, Najibah Mohd Zin, Nora Abdul Hak, Roslina Che Soh, Noraini Md. Hashim, Azizah Mohd, Normi Abd. Malek, Mohd Hisham Mohd Kamal, 2024-01-04 The second edition of Family Law Non Muslims in Malaysia is generally an improved version from the first edition which was published ten years ago and heavily referred to by law students as a textbook It discusses the substantive family laws related to the non Muslims in Malaysia which are based on the Law Reform Marriage and Divorce Act 1976 and several other supplementary statutes Besides updating the previous chapters on family law matters the book updates the global concern on the appropriate law when dealing with family related disputes in the 21st century The new topics on reconciliation and mediation are incorporated to emphasise the need for therapeutic intervention when dealing with personal relationships and encourage kindness even in the most difficult of circumstances which can have significant longer term consequences and lead to higher levels of considerate behaviour The philosophy of family love and kindness must be well embraced by family law lawyers judges and administrators of family law in the adjudication process The book is jointly

authored by family law lecturers at the Ahmad Ibrahim Kulliyah of Laws International Islamic University Malaysia It will benefit not only students academics and practitioners but also those in the legal fraternity and those who have interest in non Muslims family law in Malaysia Finally this book could not have been published without a great deal of help and encouragement from many sources

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