

Recht und Moral

Texte zur Rechtsphilosophie

Reclam



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Dirkie Smit



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Lehrbuch Der Alttestamentlichen Religionsgeschichte Rudolf Smend,1899 , **Juristic Concept of the Validity of Statutory Law** Andrzej Grabowski,2013-06-24 This book presents the theory of the validity of legal norms aimed at the practice of law in particular the jurisdiction of the constitutional courts The postpositivist concept of the validity of statutory law grounded on a critical analysis of the basic theories of legal validity elaborated up to now is introduced In the first part of the book a contemporary German nonpositivist conception of law developed by Ralf Dreier and Robert Alexy is analysed in order to answer the question whether the juristic concept of legal validity should include moral standards or criteria In the second part a postpositivist concept of legal validity and an innovative model of validity discourse based on the juristic presumption of the validity of legal norms are proposed The book is a work on analytical legal theory written from a postpositivist detached point of view **Monatschrift Fur Hohere Schulen** ,1902 **A Manual of the History of Philosophy** Wilhelm Gottlieb Tennemann,John Reynell Morell,1852 **Content and Competence** Jakob Weissinger,2019-10-07 Jakob Weissinger unpacks a central problem in jurisprudence the concept of rights by examining other core concepts of normative practice and how they are interwoven The result is a stand alone theory which fundamentally questions established approaches **Law and Technology in a Global Digital Society** Georg Borges,Christoph Sorge,2022-05-06 This book examines central aspects of the new technologies and the legal questions raised by them from both an international and an inter disciplinary perspective The technology revolution and the global networking of IT systems pose enormous challenges for the law Current areas of discussion relate to autonomous systems big data and issues surrounding legal tech Ensuring data protection and IT security as well as the creation of a legal framework for the new technology as a whole can only be achieved through international and inter disciplinary co operation The team of authors is made up of experienced internationally renowned experts as well as young researchers and professionals who give valuable insights from numerous different jurisdictions This book is written for jurists and those responsible for technology in public authorities and companies as well as practising lawyers and researchers **Constitutionalism versus legalism?** Eugene E. Dais,Stig Jørgensen,Alice Erh-Soon Tay,1991 **Content Sprache Recht und Rechtsverbindlichkeit** R Fukawa An Analysis of the aeRules of Recognition Statement u W Krawietz What does it mean to follow an aeInstitutionalised Legal Rule u N MacCormick Citizens Legal Reasoning and its Importance for Jurisprudence u Y Morigiwa Hart s Theories of Language and Law u R Tuomela Supervenience Collective Action and Kelsen s Organ Theory uRecht und politische Kultur G Haney Recht als Form von Kultur u A Kojder Dysfunctionalities of Legal Cultur u A Lopatka Law and Religion in Poland u M Samu Culture and Law Legal Culture uWerteordnung als ideologische Basis des Rechtsstaats R Dreier Konstitutionalismus und Legalismus u O Maenpaa Unilaterality and Consensualism in the Application of Law u K F Lenz Zivilprozea und Spiel u M Pavcnik Ideologie der Rechtsanwendung versus argumentierte Rechtsentscheidung u J Uusitalo Legal Dogmatics

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Kant's Lectures / Kants Vorlesungen Bernd Dörflinger, Claudio La Rocca, Robert Louden, Ubirajara Rancan de Azevedo Marques, 2015-07-31 Although they were not written by Kant himself the transcripts of his lectures constitute an important source for philosophical research today Some of the contributions presented in this volume discuss the authenticity and significance of these transcripts for example the status of Kant s lectures on logic and anthropology while others shed light on the historical formation of specific writings for instance the texts on the philosophy of religion The contributions provide new insights into Kant s philosophy that if looking at Kant s published writings alone we would not be able to gain In a number of cases a critical analysis of Kant s lectures gives us a better understanding of his published works Thus his lectures on metaphysics shed new light on his Critique of Pure Reason while the lecture on natural law is a valuable source for the understanding of his published legal writings

Einführung in den Jugoslawischen Marxismus-Leninismus L. Vrtacic, 2012-12-06 Die vorliegende Arbeit gehört zur Reihe der Untersuchungen über den Marxismus Leninismus in den nicht sowjetischen kommunistischen Liin dern Europas welche im Auftrag des Osteuropa Instituts an der Uni versiHit Freiburg Schweiz in Angriff genommen sind 1m Gegensatz zu den fruher veröffentlichten Werken handelt es sich jedoch nicht um eine vollständige Monographie sondern um eine Vorarbeit Sie besteht im wesentlichen in einer Bibliographie des jugoslawischen philosophischen Schrifttums seit 1945 und in einer Übersicht sowohl des organisatori schen Rahmens als auch der Literatur Der Verfasser bereitet jetzt auf Grund der hier zusammengefaBten Ergebnisse eine umfassende Mono graphie der genannten Art vor Die Veröffentlichung erfolgt in der Hoffnung daB diese meines Wissens erste und bisher einzige Einführung in den jugoslawischen Marxismus Leninismus auch den anderen Forschern auf diesem Gebiet sowohl in Jugoslawien als auch im Ausland nützlich sein durfte Es ist für mich eine angenehme Pflicht jenen Personen und Institutionen zu danken ohne deren Hilfe dieses Buch nicht Mtte geschrieben werden können Ich danke dem Osteuropa Institut der Universität Freiburg Schweiz für den Auf trag der Rockefeller Foundation welche meine Arbeit großzügig unterstützt hat der Schweizerischen Landesbibliothek in Bern der Freiburger Universitiitsbibliothek und der Bibliothek des Schweizerischen Osteuropa Instituts in Bern für die Hi1fe die ich bei der Zusammenstellung der Bibliographie von ihnen erhalten habe Vor allem mochte ich meinem verehrten Lehrer Prof J M Bochenski meinen Dank aussprechen ich habe von ihm ebensowohl die Anregung wie zahlreiche Weisungen und stiindige Hilfe bei meiner Arbeit erhalten

Juristische Grundlehre Felix Soml?, 1917

Between Facts and Norms Jürgen Habermas, 2018-03-12 This is Habermas s long awaited work on law democracy and the modern constitutional state in which

he develops his own account of the nature of law and democracy *Theories of Social and Economic Justice* André Johannes Van der Walt, 2005-08-01 The bulk of the contributions in this publication originated in a research project initiated by the Stellenbosch Institute for Advanced Study STIAS in 2002 The book is based on the idea that the attainment of greater social and economic justice specifically in the South African context is strongly influenced by the implications and the coherence of various theories of social and economic justice *The Shifting Meaning of Legal Certainty in Comparative and Transnational Law* Mark Fenwick, Mathias Siems, Stefan Wróblewski, 2017-09-21 The principle of legal certainty is of fundamental importance for law and society it has been vital in stabilising normative expectations and in providing a framework for social interaction as well as defining the scope of individual freedom and political power Even though it has not always been fully realised legal certainty has also functioned as a normative ideal that has structured legal debates both at the national and transnational level This book presents research from a range of substantive areas regarding the meaning possibility and desirability of legal certainty in the context of a rapidly changing global society It aims to address these issues by bringing together scholars from various jurisdictions in order to examine changes in the shifting meaning of legal certainty in a comparative and transnational context In particular the book explores some of the tensions that now exist between the conventional expectation of legal certainty and the various challenges associated with regulating highly complex late modern economies and societies The book will be of interest to lawyers concerned with understanding the transformation of core rule of law values in the context of contemporary social change as well as to political scientists and social theorists Church as Politeia Christoph Stumpf, Holger Zaborowski, 2004 The volume Church as Politeia comprises fifteen papers which were presented at a German British Research Colloquium of the Becket Institute in Oxford In these papers the political self understanding of Christianity is analyzed in its historical development from various denominational perspectives The authors of these contributions are theologians lawyers philosophers and historians from Germany and Great Britain *Constituting Families* Peter Koller, Csaba Varga, Ota Weinberger, 1992 Aus dem Inhalt I Recht Politik und Wissenschaft E Kamenka Toward a Pluralist Theory of Law and Politics K Kulcsar Politics and Legal Policy G Luf Probleme der Verrechtlichung am Beispiel der Gentechnologie O Weinberger Wissenschaftliche Politik Betrachtungen über die Möglichkeiten einer rationalen und demokratischen Rechtspolitik II Moralische und konstitutionelle Grundlagen der Rechtspolitik C Wellman Politics and Constitutional Rights K Gunther Die Freiheit der Stellungnahme als politisches Grundrecht P Koller Die Begründung von Rechten J C Pittenger Laboratories of Experiment School Finance as a Text Case of Federalism III Theoretische Aspekte der Rechtspolitik M Samu Legal Policy and its Axiological Background P Szilágyi Zur theoretischen Grundlegung der Rechtspolitik der Gesetzgebung Z Ziembinski Theory of Sources of Law and Legal Policy S Czepita Theory of Law and Legal Policy in the Works of Leon Petrazycki IV Chancen und Grenzen der Rechtspolitik H Rottleuthner Grenzen rechtlicher Steuerung und Grenzen von Theorien darüber G Teubner Regulatorisches Recht Chronik eines angekündigten Todes C Varga

Descriptivity Normativity and Ascriptivity A Contribution to the Subsumption Subordination Debate A Erh Soon Tay The Western Legal Tradition and the Internationalization of Law *Human Rights Without Democracy?* Gret Haller, 2012-12-01 Do Human Rights truly serve the people Should citizens themselves decide democratically of what those rights consist Or is it a decision for experts and the courts Gret Haller argues that Human Rights must be established democratically Drawing on the works of political philosophers from John Locke to Immanuel Kant she explains why from a philosophical point of view liberty and equality need not be mutually exclusive She outlines the history of the concept of Human Rights shedding light on the historical development of factual rights and compares how Human Rights are understood in the United States in contrast to Great Britain and Continental Europe uncovering vast differences The end of the Cold War presented a challenge to reexamine equality as being constitutive of freedom yet the West has not seized this opportunity and instead allows so called experts to define Human Rights based on individual cases Ultimately the highest courts revise political decisions and thereby discourage participation in the democratic shaping of political will *Remembering Theologians - Doing Theology* Dirkie Smit, 2013-10-01 Theology for me has always been about friendship whether with students postgraduate students colleagues ministers ecumenical believers from different traditions theologians from abroad or simply books and publications articles and sources This volume is a witness to some of these friends and some of these conversation partners dead and alive near and far like minded or from totally different backgrounds and persuasions I have met over several decades and with whom I have been privileged to engage doing theology Dirk J Smit **Vienna Lectures on Legal Philosophy, Volume 2** Christoph Bezemek, Michael Potacs, Alexander Somek, 2020-07-23 This second volume of the Vienna Lectures on Legal Philosophy series presents 11 chapters which are dedicated to normativist and anti normativist approaches to law The book focuses on the question What is law Is it a set of obligations imposed on courts and officials to guide their conduct and to assess the conduct of others Or is it the result of settlements reached by opposing sides that accept arrangements and understandings to sustain peaceful cooperation If law is the former its significance and meaning are independent of a shifting constellation of forces if it is not then what the law says depends on the relative power and prestige of the actors involved With contributions from some of the leading scholars in the field the collection presents a balanced and nuanced assessment of what is perhaps the most controversial debate in contemporary legal philosophy today Law in Greater Europe Bruno Haller, Hans-Christian Krüger, Herbert Petzold, 2021-10-11 This collection of studies intends to honour Heinrich Klebes who both as a distinguished international civil servant and as a scholar and analyst has made and continues to make an important contribution to the development of European cooperation in general and within the Council of Europe in particular At the same time it offers a unique and stimulating analysis of the development of a common body of law in the wider Europe The twenty nine articles contained in this volume are grouped together under five headings commitment to democratic standards protection of human rights and fundamental freedoms the Council of Europe in context the common legal space common problems of democracy

and transatlantic relations

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