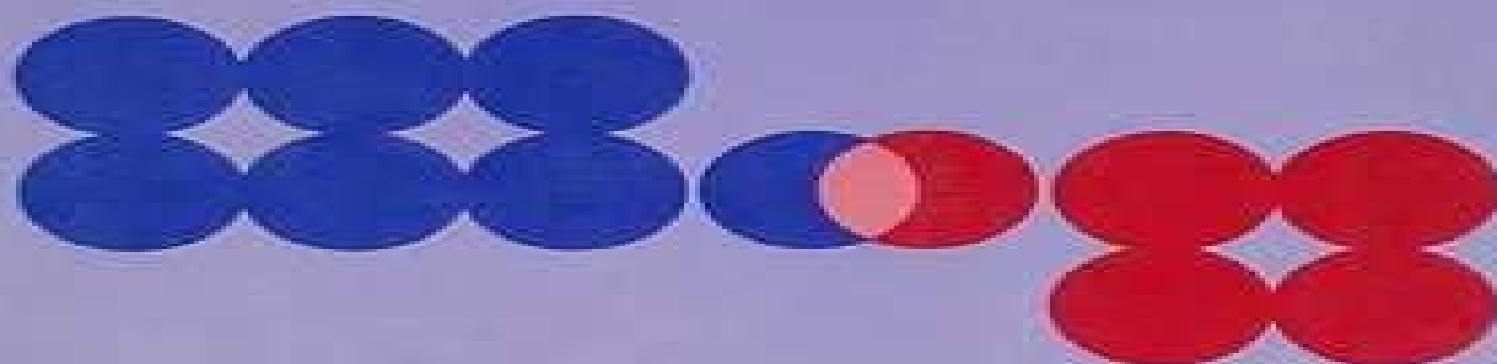


SEX, DRUGS, DEATH, and the LAW

**An Essay on Human Rights
and Overcriminalization**



David A.J. Richards

Sex Drugs Death And The Law

Nicholas Bamforth



Sex Drugs Death And The Law:

Sex, Drugs, Death, and the Law David A. J. Richards, 1986 Among the most commonly argued legal questions are those involving victimless crimes consensual adult sexual relations including homosexuality and prostitution the use of drugs and the right to die How can they be distinguished from proper crimes and how can we as citizens judge the complex moral and legal issues that such questions entail David Richards a teacher of law in the areas of constitutional and criminal law and a moral and legal philosopher concerned with the investigation of legal concepts applies an interdisciplinary approach to the question of overcriminalization he draws on legal and philosophical arguments and links the subject to history psychology social science and literature To demonstrate how gross and unjust overcriminalization has developed Professor Richards explores basic assumptions that often underlie the common American sense of proper criminalization Fundamentalism in American Religion and Law David A. J. Richards, 2010-03-15 Why from Reagan to George Bush have fundamentalists in religion and in law originalists exercised such political power and influence in the United States Why has the Republican Party forged an ideology of judicial appointments originalism hostile to abortion and gay rights Why and how did Barack Obama distinguish himself among Democratic candidates not only by his opposition to the Iraq war but by his opposition to originalism This book argues that fundamentalism in both religion and law threatens democratic values and draws its appeal from a patriarchal psychology still alive in our personal and political lives and at threat from the constitutional developments since the 1960s The argument analyzes this psychology based on traumatic loss in intimate life and resistance to it based on the love of equals Obama's resistance to originalism arises from his developmental history as a democratic as opposed to patriarchal man who resists the patriarchal demands on men and women that originalism enforces in particular the patriarchal love laws that tell people who and how and how much they may love The Sexual Contract Carole Pateman, 2018-06-05 Carole Pateman is one of the foremost political theorists writing in English today In this outstanding new work she presents a major reinterpretation of modern political theory She shows how standard discussions of social contract theory tell only half the story The sexual contract which establishes modern patriarchy and the political right of men over women is never mentioned In a wide ranging and scholarly discussion Pateman examines the significance of the political fictions of the original contract and the slave contract She also offers a sweeping challenge to conventional understandings of both left and right of actual contracts in everyday life the marriage contract the employment contract the prostitution contract and the new surrogacy contract By bringing a feminist perspective to bear on the contradictions and paradoxes surrounding women and contract and the relation between the sexes she is able to shed new light on the fundamental problems of freedom and subordination The Sexual Contract will become a classic text in the politics of gender and will be of major interest to students of social and political theory and philosophy women's studies sociology and jurisprudence

Sexuality, Morals and Justice Nicholas Bamforth, 1997-10-23 Against the background of the law reform debates around

sexuality in Britain and America Bamforth examines what functions it is legitimate for the law to serve and how effective law can be in achieving social goals He provides a new and cogent argument for protecting lesbian and gay rights through law but is sceptical about how useful law can be in eradicating discriminatory social practices This work sheds new light on the equal rights debate and raises issues of central importance to the role of law in society Liberty, Wisdom, and Grace John P. Hittinger, 2002-12-11 Twentieth century French philosophers Jacques Maritain and Yves R Simon pioneered new approaches to understanding and defending political democracy in the wake of two world wars Rather than break from a religious tradition that seemed to struggle against modernity and certain forms of democratic theory and practice these thinkers instead looked back to the philosophy of Aristotle and Thomas Aquinas to propel Catholic political philosophy forward The profound influence of Maritain and Simon is manifest in the dramatic achievements of Vatican II and in the work of the scholars of political philosophy who learned from them John P Hittinger one of the finest of these scholars provides in Liberty Wisdom and Grace a comprehensive survey of the Thomists contributions to contemporary political thought as well as a detailed analysis of their approach to democracy Hittinger treats criticism of Maritain including the work of Catholic political writer Aurel Kolnai and discusses the alternative democratic visions of John Locke and David Richards His portraits of thinkers who have wrestled with democracy in the Thomist tradition such as Leo Strauss and John Paul II are sensitive and engaging Addressing questions of religion and philosophy broadly understood the essays collected here offer a searching examination of democratic theory in the modern age Liberty, Wisdom, and Grace John Hittinger, 2002-01-01 Liberty Wisdom and Grace is a comprehensive survey of the Thomists contributions to contemporary political thought as well as a detailed analysis of their approach to democracy Sexual Orientation and Rights Nicholas Bamforth, 2017-05-15 Debate about the rights of sexual minorities whether individuals or members of same sex couples has become an important issue for legislatures and courts in many constitutional democracies This volume collects together some of the more significant writings in the debate and reflects a variety of perspectives liberal conservative and radical The topics covered include the meaning and importance of sexual freedom gender roles marriage and other significant partnerships child care and adoption the criminal law employment and expression and pornography The volume also seeks to relate arguments about sexual orientation and rights to broader debates within feminist theory Drugs and the Limits of Liberalism Pablo De Greiff, 2018-10-18 Society s drug problem will persist and debates over how to solve it will continue getting nowhere until we define our terms This book is an effort to do just that to parse the legal moral and philosophical underpinnings for any discussion of drug policy Does liberal political theory with its commitment to individual freedom offer any guidance in the matter of drugs particularly regarding their legal status Do the commitments that citizens of liberal democracies make commitments to ideals such as rationality equality justice and democratic forms of decision making have implications for drug policy These are the questions addressed in this volume which explores the possibilities and limitations of philosophical

reflection on this pressing practical social issue The authors distinguished political and legal philosophers search out the justification of policies that manage problems of drug consumption and social disintegration but do so in keeping with the moral and political commitments of a liberal democratic society Their subjects range from the rationality or irrationality of drug consumption to the scope of liberty from the proper aims of legislation to the rhetoric of the war on drugs particularly as deployed by former Drug Czar William Bennett

Why Love Leads to Justice David A. J. Richards, 2016 This book tells the stories of notable historical figures whose resistance of patriarchal laws transformed ethical political and legal standards

A Moral Defense of Recreational Drug Use Rob Lovering, 2015-08-12 Why does American law allow the recreational use of some drugs such as alcohol tobacco and caffeine but not others such as marijuana cocaine and heroin The answer lies not simply in the harm the use of these drugs might cause but in the perceived morality or lack thereof of their recreational use Despite strong rhetoric from moral critics of recreational drug use however it is surprisingly difficult to discern the reasons they have for deeming the recreational use of some drugs morally wrong In this book Rob Lovering lays out and dissects various arguments for the immorality of using marijuana cocaine heroin and other drugs recreationally He contends that by and large these arguments do not succeed Lovering's book represents one of the first works to systematically present analyze and critique arguments for the moral wrongness of recreational drug use Given this as well as the popularity of the morality based defense of the United States drug laws this book is an important and timely contribution to the debate on the recreational use of drugs

The Contribution of Natural Law Theory to Moral and Legal Debate Concerning Suicide, Assisted Suicide, and Euthanasia Craig Paterson, 2010-05-13

The Contribution of Natural Law Theory to Moral and Legal Debate Concerning Suicide, Assisted Suicide, and Voluntary Euthanasia Craig Paterson, 2001

Revolting Prostitutes Molly Smith, Juno Mac, 2018-11-06 How the law harms sex workers and what they want instead Do you have to endorse prostitution in order to support sex worker rights Should clients be criminalized and can the police deliver justice In *Revolting Prostitutes* sex workers Juno Mac and Molly Smith bring a fresh perspective to questions that have long been contentious Speaking from a growing global sex worker rights movement and situating their argument firmly within wider questions of migration work feminism and resistance to white supremacy they make it clear that anyone committed to working towards justice and freedom should be in support of the sex worker rights movement

Identity and the Case for Gay Rights David A. J. Richards, 1999 1 THE RACIAL ANALOGY

Making Men Moral Robert P. George, 1995-04-06 Contemporary liberal thinkers commonly suppose that there is something in principle unjust about the legal prohibition of putatively victimless immoralities Against the prevailing liberal view Robert P. George defends the proposition that moral laws can play a legitimate if subsidiary role in preserving the moral ecology of the cultural environment in which people make the morally significant choices by which they form their characters and influence for good or ill the moral lives of others George shows that a defence of morals legislation is fully compatible with a pluralistic

perfectionist political theory of civil liberties and public morality **After the Natural Law** John Lawrence Hill, 2016-02-08

The natural law worldview developed over the course of almost two thousand years beginning with Plato and Aristotle and culminating with St Thomas Aquinas in the thirteenth century This tradition holds that the world is ordered intelligible and good that there are objective moral truths which we can know and that human beings can achieve true happiness only by following our inborn nature which draws us toward our own perfection Most accounts of the natural law are based on a God centered understanding of the world After the Natural Law traces this tradition from Plato and Aristotle to Thomas Aquinas and then describes how and why modern philosophers such as Descartes Locke and Hobbes began to chip away at this foundation The book argues that natural law is a necessary foundation for our most important moral and political values freedom human rights equality responsibility and human dignity among others Without a theory of natural law these values lose their coherence we literally cannot make sense of them given the assumptions of modern philosophy Part I of the book traces the development of natural law theory from Plato and Aristotle through the crowning achievement of Thomas Aquinas Part II explores how modern philosophers have systematically chipped away at the only coherent foundation for these values As a result our most important moral and political ideals today are incoherent Modern political and moral thinkers have been led either to dilute the meaning of such terms as freedom or the moral good or abandon these ideas altogether Thus modern philosophy and political thought are leading us either toward anarchy or totalitarianism The conclusion entitled Why God Matters shows how even the philosophical assumptions of the natural law depend on a personal God *Eternally Vigilant* Lee C. Bollinger, Geoffrey R. Stone, 2018-06-01

While freedom of speech has been guaranteed us for centuries the First Amendment as we know it today is largely a creation of the past eighty years Eternally Vigilant brings together a group of distinguished legal scholars to reflect boldly on its past its present shape and what forms our understanding of it might take in the future The result is a unique volume spanning the entire spectrum of First Amendment issues from its philosophical underpinnings to specific issues like campaign regulation obscenity and the new media With group efforts such as this collection of essays it is almost inevitable that there will be a couple and often several duds among the bunch or at least a dismaying repetition of ideas Such is not the case here Whether one agrees with a given author or not and it is possible to do both with any of the essays each has something to add Overall Eternally Vigilant is a thoughtful and thought provoking book consistently intelligent and at times brilliant Richard J Mollot New York Law Journal Contributors Lillian R BeVier Vincent Blasi Lee C Bollinger Stanley Fish Owen M Fiss R Kent Greenawalt Richard A Posner Robert C Post Frederick Schauer Geoffrey R Stone David A Strauss Cass R Sunstein **The Rich Get Richer and the Poor Get Prison** Jeffrey Reiman, Paul Leighton, 2016-11-10

For nearly 40 years this classic text has taken the issue of economic inequality seriously and asked Why are our prisons filled with the poor Why aren't the tools of the criminal justice system being used to protect Americans from predatory business practices and to punish well off people who cause widespread harm The Rich Get Richer shows readers

that much that goes on in the criminal justice system violates citizens sense of basic fairness It presents extensive evidence from mainstream data that the criminal justice system does not function in the way it says it does nor in the way that readers believe it should The authors develop a theoretical perspective from which readers might understand these failures and evaluate them morally and they to do it in a short and relatively inexpensive text written in plain language New to this edition Presents recent data comparing the harms due to criminal activity with the harms of dangerous but not criminal corporate actions Presents new data on recent crime rate declines which are paired with data on how public safety is not prioritized by the U S government Updates statistics on crime victimization wealth and discrimination plus coverage of the increasing role of criminal justice fines and fees in generating revenue for government Updates on the costs to society of white collar crime Updates and deepened analysis of why fundamental reforms are not undertaken Streamlined and condensed prose for greater clarity

Human Rights and Common Good John Finnis, 2011-04-07 This central volume in the Collected Essays brings together John Finnis s wide ranging contribution to central issues in political philosophy The volume begins by examining the general theory of political community and social justice It includes the powerful and well known Maccabean Lecture on Bills of Rights a searching critique of Ronald Dworkin s moral political arguments and conclusions of the European Court of Human Rights approach to fundamental rights and of judicial review as a constitutional institution It is followed by an equally searching analysis of Kant s thought on the intersection of law right and ethics Other papers in the book s opening section include an early assessment of Rawls s *A Theory of Justice* a radical re interpretation of Aquinas on limited government and the significance of the private public distinction and a challenging paper on virtue and the constitution The volume then focuses on central problems in modern political communities including the achievement of justice in work and distribution the practice of punishment war and justice the public control of euthanasia and abortion and the nature of marriage and the common good There are careful and vigorous critiques of Nietzsche on morality Hart on punishment Dworkin on the enforcement of morality and on euthanasia Rawls on justice and law Thomson on the woman s right to choose Habermas on abortion Nussbaum and Koppelman on same sex relations and Dummett and Weithman on open borders The volume s previously unpublished papers include a foundational consideration of labour unions a fresh statement of a new grounding for the morality of sex a surprising reading of C S Lewis s *Abolition of Man* on contraception and an introduction reviewing some of the remarkable changes in private and public morality over the past half century

A Moral Defense of Prostitution Rob Lovering, 2021-07-09 Is prostitution immoral In this book Rob Lovering argues that it is not Offering a careful and thorough critique of the many twenty to be exact arguments for prostitution s immorality Lovering leaves no claim unchallenged Drawing on the relevant literature along with his own creative thinking Lovering offers a clear and reasoned moral defense of the world s oldest profession Lovering demonstrates convincingly on both consequentialist and nonconsequentialist grounds that there is nothing immoral about prostitution between consenting adults The legal

implications of this view are also brought to bear on the current discourse surrounding this controversial topic

Sex Drugs Death And The Law Book Review: Unveiling the Magic of Language

In an electronic era where connections and knowledge reign supreme, the enchanting power of language has become more apparent than ever. Its capability to stir emotions, provoke thought, and instigate transformation is really remarkable. This extraordinary book, aptly titled "**Sex Drugs Death And The Law**," compiled by a highly acclaimed author, immerses readers in a captivating exploration of the significance of language and its profound effect on our existence. Throughout this critique, we shall delve to the book's central themes, evaluate its unique writing style, and assess its overall influence on its readership.

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