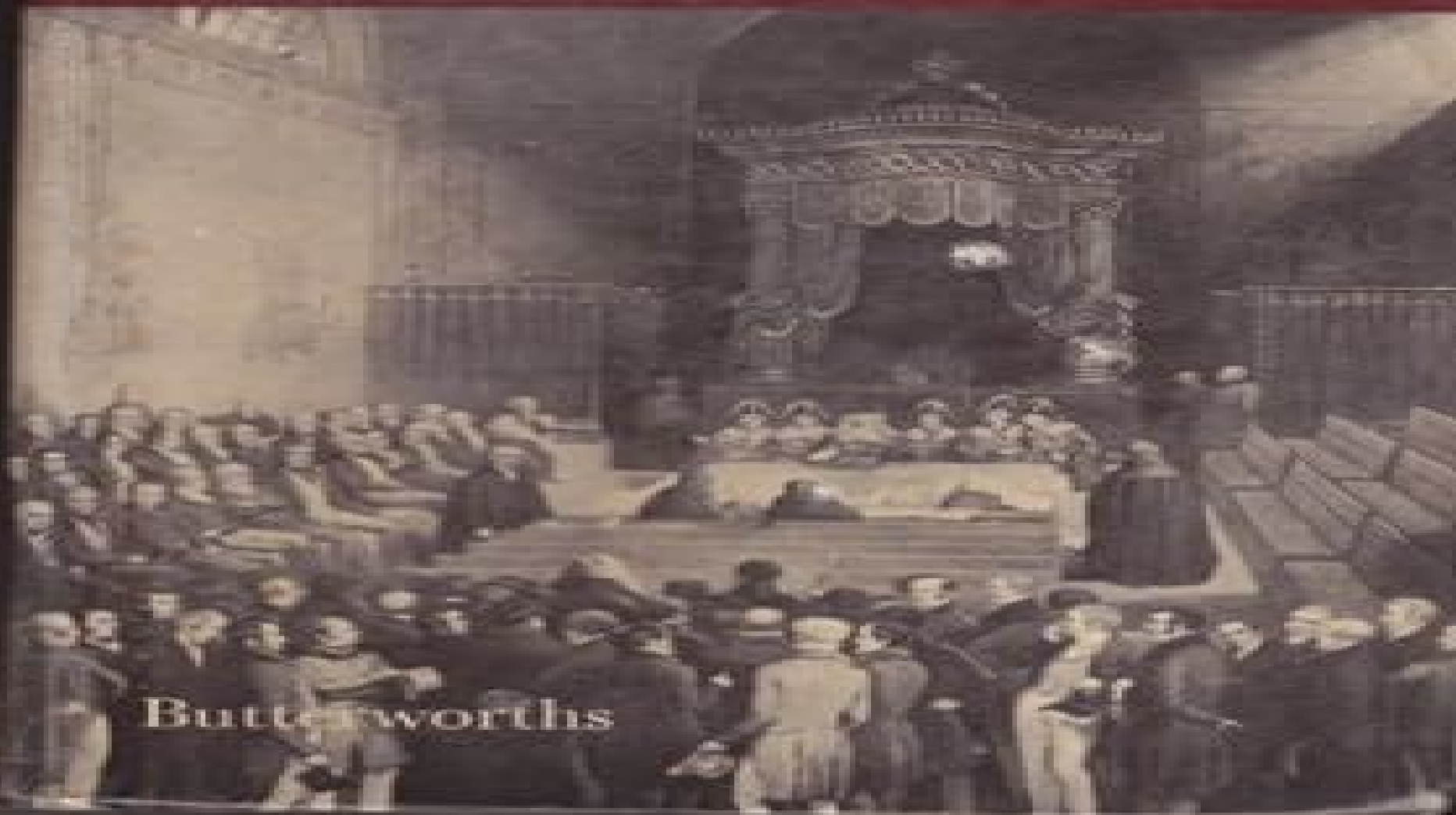


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Modern Legal History



Butterworths

Modern Legal History Of England And Wales 1750 195

Malcolm Gaskill



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A Modern Legal History of England and Wales 1750-1950 A. H. Manchester, 1980 *Crime, Policing and Punishment in England, 1750-1914* David Taylor, 1998-12-14 One of the fastest growing and most exciting areas of historical research in recent years has been the study of crime and the criminal The intrinsic fascination of the subject is enhanced by the fact that between the mid eighteenth century and early twentieth century the English criminal justice system was fundamentally transformed as a new disciplinary state emerged Drawing on recent research this book provides a comprehensive and up to date synthesis of these important changes *Crime and Society in England, 1750-1900* Clive Emsley, 2018-01-12 Ranging from the middle of the eighteenth through to the end of the nineteenth century *Crime and Society in England 1750 1900* explores the developments in policing the courts and the penal system as England became increasingly industrialised and urbanised Through a consideration of the difficulty of defining crime the book presents criminal behaviour as being intrinsically tied to historical context and uses this theory as the basis for its examination of crime within English society during this period In this fifth edition Professor Emsley explores the most recent research including the increased focus on ethnicity gender and cultural representations of crime allowing students to gain a broader view of modern English society Divided thematically the book s coverage includes the varying perceptions of crime across different social groups crime in the workplace the concepts of a criminal class and professional criminals the developments in the courts the police and the prosecution of criminals Thoroughly updated to address key questions surrounding crime and society in this period and fully equipped with illustrations tables and charts to further highlight important aspects *Crime and Society in England 1750 1900* is the ideal introduction for students of modern crime ***The Law of Evidence in Victorian England*** C. J. W. Allen, 1997-09-04 In *The Law of Evidence in Victorian England* which was originally published in 1997 Christopher Allen provides a fascinating account of the political social and intellectual influences on the development of evidence law during the Victorian period His book sets out to challenge the traditional view of the significance of Jeremy Bentham s critique of the state of contemporary evidence law and shows how statutory reforms were achieved for reasons that had little to do with Bentham s radical programme and how evidence law was developed by common law judges in a way diametrically opposed to that advocated by Bentham Dr Allen s meticulous account provides a wealth of detail into the functioning of courts in Victorian England and will appeal to everyone interested in the English legal system during this period *The Victorian Taxpayer and the Law* Chantal Stebbings, 2009-05-07 The central element of the taxpayer s relationship with the law was the protection it afforded to ensure only the correct amount of tax was paid that it was legally levied and justly administered These legal safeguards consisted of the fundamental constitutional provision that all taxes had to be consented to in Parliament local tax administration and a power to appeal to specialist tribunals and the courts The book explains how these legal safeguards were established and how they were affected by changing social economic and political conditions They

were found to be restrictive and inadequate and were undermined by the increasing dominance of the executive. Though they were significantly recast, they were not destroyed. They proved flexible and robust, and the challenge they faced in Victorian England revealed that the underlying pervasive constitutional principle of consent from which they drew their legitimacy provided an enduring protection for the taxpayer.

The Invention of Jewish Theocracy Alexander Kaye, 2020-01-22

The tension between secular politics and religious fundamentalism is a problem shared by many modern states. This is certainly true of the State of Israel, where the religious secular schism provokes conflict at every level of politics and society. Driving this schism is the idea of the halakhic state, the demand by many religious Jews that Israel should be governed by the law of the Torah as interpreted by Orthodox rabbis. Understanding this idea is a priority for scholars of Israel and for anyone with an interest in its future. *The Invention of Jewish Theocracy* is the first book in any language to trace the origins of the idea, to track its development, and to explain its crucial importance in Israel's past and present. The book also shows how the history of this idea engages with burning contemporary debates on questions of global human rights, the role of religion in Middle East conflict, and the long-term consequences of European imperialism. *The Invention of Jewish Theocracy* is an intellectual history based on newly discovered material from numerous Israeli archives, private correspondence, court records, and lesser-known published works. It explains why the idea of the halakhic state emerged when it did, what happened after it initially failed to take hold, and how it has regained popularity in recent decades, provoking cultural conflict that has severely shaken Israeli society. The book's historical analysis gives rise to two wide-reaching insights. First, it argues that religious politics in Israel can be understood only within the context of the largely secular history of European nationalism, and not as is commonly argued, as an anomalous exception to it. It shows how even religious Jews, most opposed to modern political thought, nevertheless absorbed the fundamental assumptions of modern European political thought and reread their own religious traditions onto that model. Second, it demonstrates that religious secular tensions are built into the intellectual foundations of Israel, rather than being the outcome of major events like the 1967 War. These insights have significant ramifications for the understanding of the modern state. In particular, the account of the blurring of the categories of secular and religious illustrated in the book is relevant to all studies of modern history and to scholars of the intersection of religion and human rights.

The Exclusionary Rule of Evidence Kuo-hsing Hsieh, 2016-03-16

This groundbreaking monograph asserts the need for the establishment of an exclusionary rule of evidence in China as a means of protecting the people from police wrongdoing. The author skilfully explores the foundations and developments of the exclusionary rule in the UK and USA, assessing the rule from a comparative perspective and illuminating some issues that may arise in transferring the rule from one legal system to another. Divided into two parts, the first part discusses lessons from the past and provides an in-depth examination of the development of the exclusionary rule in the UK and USA, covering rationales, debates, and the theoretical foundation of the exclusionary rule in the constitutional context. The second part looks to the future and the establishment of

a Chinese exclusionary rule Specifically it analyses the effects of police torture the passive attitude of judges and the need to establish such a rule in practice for future protection of human rights The author s experience in criminal law and procedure allow him to adroitly analyse crucial issues on both theoretical and practical level that is understandable to those working in the areas of human rights comparative criminal procedure and the Chinese legal system **Stability and Change in**

Modern Property Law Ernesto Vargas Weil,2025-09-04 This book examines the English and German version of the numerus clausus principle which holds that there is a closed list of permitted property rights It challenges recent views that the principle renders property law inflexible and unable to accommodate social and economic changes Relying on a novel approach combining property theory and comparative research of English and German law it argues that the restrictions the principle imposes on the creation of new property types actually does accommodate social changes through a process of functional transformation of the existing property rights This is a fascinating unique study that makes a rigorous original contribution to property law theory **Historical Abstracts** ,1999 **History of the Common Law** John H.

Langbein,Renee Lettow Lerner,Bruce P. Smith,2009-08-14 This introductory text explores the historical origins of the main legal institutions that came to characterize the Anglo American legal tradition and to distinguish it from European legal systems The book contains both text and extracts from historical sources and literature The book is published in color and contains over 250 illustrations many in color including medieval illuminated manuscripts paintings books and manuscripts caricatures and photographs **Women and Gender in Early Modern Wales** Michael Roberts,Simone Clarke,2000

Traditionally the narratives of Welsh history have been masculine in their emphasis Women and Gender in Early Modern Wales helps to redress the balance as it examines the material social and cultural experiences of women in Wales and explores how those experiences were defined alongside or against those of men It is the first book devoted to the lives of women in Wales during the period from the alter middle ages to the eve of the industrial revolution and the first study to deal with the history of shifting gender identities in Wales in any period Michael Roberts and Simone Clarke have brought together an exciting team of authors to examine the character and evolution of male and female identities in the early modern period Issues addressed include female contributions to the poetic tradition attitudes towards witchcraft and female abduction the role of women in the emerging Nonconformist movements the changing political and social responsibilities of men following the Acts of Union and an exploration of women s experiences as presented in a range of sources from the records of the law courts to the work of the embroiderer Women and Gender in Early Modern Wales is a pioneering yet accessible volume which not only has wide ranging and important implications for early modern Welsh historiography but also provides the basis for the comparative study of gendered experience in this period both in the British Isles and beyond

Crime and Mentalities in Early Modern England Malcolm Gaskill,2003-01-30 Crime and law have now been studied by historians of early modern England for more than a generation Crime and Mentalities in Early Modern England attempts to

reach further than most conventional treatments of the subject to explore the cultural contexts of law breaking and criminal prosecution and to recover their hidden social meanings In this sense the book is more than just a history from below it is a history from within Conversely the book explores crime to shed light on the long term development of English mentalities in general To this end three serious crimes witchcraft coining and murder are examined in detail revealing new and important insights into how religious reform state formation secularisation and social and cultural change for example the spread of literacy and the availability of print may have transformed the thinking and outlook of most ordinary people between 1550 and 1750 **Annual Legal Bibliography** Harvard Law School. Library,1981 **Scottish Society, 1500-1800** Robert Allen Houston,Ian D. Whyte,2005-04-18 The volume covers many of the most significant themes in pre industrial Scottish society **Europäische Ursprünge der Regulierung von Wettbewerb** Roman Michalczyk,2010 English summary Roman Michalczyk imparts new knowledge on the general discussion on regulation in Europe and the USA He describes the historical situation which was the basis for the development of the regulation as well as the political economic and legal factors which interacted to enable Europe to look back on its own non American regulatory tradition which already existed in the 19th century German description Die Regulierung natürlicher Monopole ist ein hochaktuelles innovatives und weltweit diskutiertes Themenfeld Vor diesem Hintergrund mag es überraschend erscheinen dass Roman Michalczyk die historischen Wurzeln der Regulierung bis hin zur Zeit vor mehr als 150 Jahren erforscht Die Ergebnisse und Analysen dieses Werkes belegen jedoch die Ergiebigkeit dieser Aufgabenstellung Um seine These eines genuin europäischen Regulierungskonzepts zu begründen wahlte der Autor einen interdisziplinären rechtsvergleichenden Ansatz Durch einen Vergleich der englischen preussischen und US amerikanischen Eisenbahnentwicklung im 19 und beginnenden 20 Jahrhundert weist er nach dass Strukturen und Konzepte von Regulierung bereits im Europa des 19 Jahrhunderts existierten und von den US Amerikanern Ende des 19 Jahrhunderts teilweise übernommen und weiterentwickelt wurden **Bowker's Law Books and Serials in Print**,1998 *Beyond Reasonable Doubt and Probable Cause* Barbara J. Shapiro,2023-11-10 *Beyond Reasonable Doubt and Probable Cause* Historical Perspectives on the Anglo American Law of Evidence delves into the evolution of evidentiary doctrines within the Anglo American legal system focusing on their development from the early modern period to the twentieth century This book examines the historical and intellectual underpinnings of key concepts like beyond reasonable doubt and probable cause exploring their roles in shaping the criminal justice process across various stages from arrest to jury deliberation By engaging with both doctrinal writings and broader philosophical and religious influences the study highlights the interplay between evolving legal standards and cultural notions of truth and certainty The work also traces the migration of evidentiary principles between institutions such as the grand jury trial jury and pretrial hearings and examines how these concepts were influenced by Romano canon traditions The book is structured thematically addressing three major areas the interaction between legal and philosophical ideas of evidence and proof the transmission of evidentiary concepts

across different procedural stages and the impact of Romano canon traditions on English law Individual chapters tackle topics such as the trial jury s reliance on beyond reasonable doubt the grand jury s evidentiary standards and the migration of probable cause across arrest search and pretrial procedures The analysis also revisits philosophical contributions to evidentiary concepts and explores the incorporation of circumstantial evidence and presumption into Anglo American legal thought Ultimately this study sheds light on how these legal doctrines have shaped and reflected the intellectual and institutional foundations of Anglo American legal culture This title is part of UC Press s Voices Revived program which commemorates University of California Press s mission to seek out and cultivate the brightest minds and give them voice reach and impact Drawing on a backlist dating to 1893 Voices Revived makes high quality peer reviewed scholarship accessible once again using print on demand technology This title was originally published in 1991 **Whitaker's Books in Print** ,1998 **Current Law Index** ,2005 **The Cambridge Social History of Modern Ireland** Eugenio F. Biagini,Mary E. Daly,2017-04-27 Covering three centuries of unprecedented demographic and economic changes this textbook is an authoritative and comprehensive view of the shaping of Irish society at home and abroad from the famine of 1740 to the present day The first major work on the history of modern Ireland to adopt a social history perspective it focuses on the experiences and agency of Irish men women and children Catholics and Protestants and in the North South and the diaspora An international team of leading scholars survey key changes in population the economy occupations property ownership class and migration and also consider the interaction of the individual and the state through welfare education crime and policing Drawing on a wide range of disciplinary approaches and consistently setting Irish developments in a wider European and global context this is an invaluable resource for courses on modern Irish history and Irish studies

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