

Recht und Moral

Texte zur Rechtsphilosophie

Reclam



Recht Und Moral

Finn Collin, Uffe Juul Jensen



Recht Und Moral:

Verantwortung in Recht und Moral International Association for Philosophy of Law and Social Philosophy. Deutsche Sektion. Tagung, 2000 Aus dem Inhalt Horst Dreier Verantwortung im demokratischen Verfassungsstaat Wolfgang Huber Recht als Beruf Verantwortung für das Recht im Horizont der Gerechtigkeit Gunther Jakobs Strafrechtliche Zurechnung und die Bedingungen der Normgeltung Weyma Lubbe Neminem laedere Zur Zukunft der Handlungsfolgenverantwortung Konstantinos Papageorgiou Verantwortung Gerechtigkeit Sicherheit Freiheit Ein Plädoyer für die normative Autonomie und wider die ideale Theorie des Strafrechts Rainer Zaczek Schuld als Rechtsbegriff Horst Eidenmüller Vertrauensmechanismus und Vertrauenshaftung Oliver Gerstenberg Privatrecht Verfassung und die Grenzen judizieller Sozialregulierung Dieter Birnbacher Embryonenforschung erlauben oder verbieten Reinhard Merkel aWrongful birth wrongful lifeo Die menschliche Existenz als Schaden Norbert Brieskorn S J Verantwortungsstrukturen in sozialem ethischer Sicht Hartmut Kliemt Keine Theorie der Gerechtigkeit Franz Steiner 2000 *Recht und Moral* Hans Jörg Sandkühler, 2010-07-01 Zwischen Rechtsverständnis nach denen es nur juristische nicht aber moralische Rechte geben kann und einem individuelle ethischen Ansatz nach dem Personen moralische Rechte haben gibt es einen anhaltenden Streit Im Kontext mit der Bestimmung des Verhältnisses von Recht und Moral gibt es darüber hinaus ein zweites Spannungsfeld die Frage ob das Recht einer Begründung durch Moral bedarf wenn es nicht nur auf Legalität sondern auch auf Legitimität Anspruch erheben will Die Beiträge dieses Bandes sind kontrovers Differenzierungen zwischen Recht Moral und Ethik und den Fragen gewidmet wie sich Moral und Recht zueinander verhalten und ob moralische Ansprüche als Rechte verstanden werden können Weitere Themen sind Gründe für die Transformation moralischer Ansprüche in positives Recht der moralische Inhalt und die positiv rechtliche Form der Menschen und Grundrechte und philosophische Wege zu Ethik und Recht am Beispiel der gegenwärtigen arabisch islamischen Philosophie **Recht und Moral in der Scholastik der Frühen Neuzeit 1500-1750** Wim Decock, Christiane Birr, 2016-06-20 Die Untersuchungen zur frühneuzeitlichen Scholastik erleben gerade eine Hochkonjunktur Juristen Philosophen Theologen und Wirtschaftswissenschaftler nähern sich je nach eigener Perspektive den Texten der Spanischen Scholastiker oder katholischen Naturrechtler an Neuanfänger wie auch Experten erhalten in diesem Band neben Hilfsmitteln zur eigenständigen Quellenforschung auch einen fächerbergreifenden Einblick in den Forschungsstand **Lehrbuch Der Alttestamentlichen Religionsgeschichte** Rudolf Smend, 1899 *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 *Medical Responsibility in Western Europe* Erwin Deutsch, Hans-Ludwig Schreiber, 2012-12-06 With contributions by numerous experts Danish Yearbook of Philosophy vol .27 Finn Collin, Uffe Juul Jensen, 1992-10-30 Danish Yearbook of Philosophy Volume 27 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

From Law and Literature to Legality and Affect Greta Olson, 2022-07-14 From Law and Literature to Legality and Affect argues for the continued vitality of Law and Literature Traditional methods of Law and Literature are combined with work in critical media studies affect and cultural narratology to address topics such as ethnonationalism anti immigration sentiment and systemic racism in Germany and the United States Taking stock of the diversification of the field at fifty years this book understands Law and Literature as a political project It has a precedent in inaugural Law and Literature texts such as Jacob Grimm s *Von der Poesie im Recht* On the Poetry in Law from 1815 16 which imagined an alternative legal order that was grounded in the unity of law poetic language and feeling The political thrust of Law and Literature continues up into the present in the arts of BlackLivesMatter which document and resist police violence Law and Literature offers keys for understanding how legal identities are constructed for analyzing how legal texts are constructed and for comprehending how cultural legal issues are mediated affectively Using cultural medial affect theoretical and narrative analyses of law a revitalized Law and Literature offers a set of methods and theories with which to address the most pressing issues of the present *The Cambridge Handbook of Lawyering in the Digital Age* Larry A. DiMatteo, André Janssen, Pietro Ortolani, Francisco de Elizalde, Michel Cannarsa, Mateja Durovic, 2021-11-25 With increasing digitalization and the evolution of artificial intelligence the legal profession is on the verge of being transformed by technology legal tech This handbook examines these developments and the changing legal landscape by providing perspectives from multiple interested parties including practitioners academics and legal tech companies from different legal systems Scrutinizing the real implications posed by legal tech the book advocates for an unbiased cautious approach for the engagement of technology in legal practice It also carefully addresses the core question of how to balance fears of industry takeover by technology with the potential for using legal tech to expand services and create value for clients Together the chapters develop a framework for analyzing the

costs and benefits of new technologies before they are implemented in legal practice This interdisciplinary collection features contributions from lawyers social scientists institutional officials technologists and current developers of e law platforms and services

Human Rights, Human Dignity, and Cosmopolitan Ideals Matthias Lutz-Bachmann, Amos Nascimento, 2016-05-13 This book makes a significant contribution to the on going international dialogue on the meaning of concepts such as human rights humanity and cosmopolitanism The authors propose a new agenda for research into a Critical Theory of Human Rights Each chapter pursues three goals to reconstruct modern philosophical theories that have contributed to our views on human rights to highlight the importance of humanity and human dignity as a complementary dimension to liberal rights and finally to integrate these issues more directly in contemporary discussions about cosmopolitanism The authors not only present multicultural perspectives on how to rethink political and international theory in terms of the normativity of human rights but also promote an international dialogue on the prospects for a critical theory of human rights discourses in the 21st century

Habermas and Pragmatism Mitchell Aboulafia, Myra Orbach Bookman, Cathy Kemp, 2002 There are few living thinkers who have enjoyed the eminence and reown of J rgen Hamermas His work has been highly influential not only in philosopy but also in the fields of politics sociology and law This is the first collection dedicated to exploring the connections between his body of work ahd America s most significant philosophical movement pragmatism Habermas and Pragmatism considers the influence of pragmatism on Habermas s thought and the tensions between Habermasian social theory and pragmatism Essays by distinguished pragmatists legal and critical theorists and Habermas cover a range of subjects including the philosophy of language the nature of rationality democracy objectivity transcendentalism aesthetics and law The collection also addresses the relationship to Habermas of Kant Peirce Mead Dewey Piaget Apel Brandom and Rorty

Kant on Evil, Self-Deception, and Moral Reform Laura Papish, 2018-05-15 Throughout his writings and particularly in Religion within the Boundaries of Mere Reason Kant alludes to the idea that evil is connected to self deceit and while numerous commentators regard this as a highly attractive thesis none have seriously explored it Laura Papish s Kant on Evil Self Deception and Moral Reform addresses this crucial element of Kant s ethical theory Working with both Kant s core texts on ethics and materials less often cited within scholarship on Kant s practical philosophy such as Kant s logic lectures Papish explores the cognitive dimensions of Kant s accounts of evil and moral reform while engaging the most influential and often scathing of Kant s critics Her book asks what self deception is for Kant why and how it is connected to evil and how we achieve the self knowledge that should take the place of self deceit She offers novel defenses of Kant s widely dismissed claims that evil is motivated by self love and that an evil is rooted universally in human nature and she develops original arguments concerning how social institutions and interpersonal relationships facilitate for Kant the self knowledge that is essential to moral reform In developing and defending Kant s understanding of evil moral reform and their cognitive underpinnings Papish not only makes an important contribution to Kant scholarship Kant on Evil Self Deception

and Moral Reform also reveals how much contemporary moral philosophers philosophers of religion and general readers interested in the phenomenon of evil stand to gain by taking seriously Kant's views

Natural Law & Human Dignity

Eberhard Schockenhoff, 2003 Do human rights apply only to a certain culture group or can they be demanded of all cultures and religions This discussion about a common world ethos demonstrates how relevant and explosive that question is In his study of ethical relativism and historical thinking Eberhard Schockenhoff shows how the universal recognition of fundamental norms that guarantee the minimum conditions for human existence can be substantiated Dealing critically with the two most important branches of research in present day moral theology autonomous morality and teleological ethics the author presents a new theological ethical theory of natural law Integrating the theory of practical reason and Aquinas' understanding of natural inclinations Schockenhoff compares this synthesis to the insights of present day anthropology This method allows him to re-establish a connection to classical natural law ethics In so doing he indicates how ethics can fulfill its most important duty to arrive at the recognition of anthropologically grounded material norms without falling prey to a logical error According to Schockenhoff claims of natural law and of human rights formulate an indispensable minimum while biblical ethics the decalogue and the Sermon on the Mount and the high ethos of the world religions point the way to an encompassing realization of the concept of the good life Renowned moral theologian Eberhard Schockenhoff is professor at Albert Ludwigs Universität Freiburg He is the author of numerous works and managing editor of Zeitschrift für Medizinische Ethik Brian McNeil is a parish priest in Munich and a translator of theological literature

PRAISE FOR THE BOOK The book is impressive in many respects It is thorough and precise about the specific problems associated with natural law theory and the chapters on relativism and historicism exhibit impressive erudition and insight Few books on natural law grapple so extensively and fairly with objectors as does this one and its responses are admirable in their breadth and depth Mark Graham Theological Studies A masterly treatment of many of the most important issues in moral theology Brian V Johnstone Studia Moralia This book demonstrates convincingly that natural law has not become obsolete in ethical discussions Peter Fonk Theologische Revue In regard to topics that are coined by the Roman Catholic tradition the author includes Protestant authors in his considerations with a naturalness that has to be seen as a fortunate sign of ecumenical openness Schockenhoff manages to revive answers of the tradition that have sometimes been put aside and to bring them up in the challenges of today Heinrich Bedford Strohm Theologische Literaturzeitung An exceptional discussion of the concept of natural law as it applies to a modern world of moral relativism This is a high quality work providing both a wide overview of the concerns of natural law and offering a respectable solution worth further consideration Schockenhoff's work is highly recommended Matthew Ryan McWhorter Catholic Books Review OnLine This book by one of the leading Catholic moral theologians in Germany teaching at Freiburg University presents a simple thesis in an elaborate and sophisticated fashion Schockenhoff's highly learned and impressive account deserves attention and critical engagement Bernd Wannenwetsch Studies in Christian

Ethics The Law of Blood Johann Chapoutot, 2018-04-02 The scale and depth of Nazi brutality seem to defy understanding What could drive people to fight kill and destroy with such ruthless ambition Johann Chapoutot says we need to understand better how the Nazis explained it themselves and in particular how steeped they were in the idea that history gave them no choice it was either kill or die

Artificial intelligence in application Thomas Barton, Christian Müller, 2024-07-10 The book shows application potentials of artificial intelligence in various industries and presents application scenarios on how a practical implementation can take place The starting point is the description of legal aspects which includes a European regulation for artificial intelligence and addresses the question of the permissibility of automated decisions The description of various application potentials mostly industry related and the presentation of some application scenarios form the focus of the topic volume The book is based on the question of how artificial intelligence can be used in entrepreneurial practice It offers important information that is just as relevant for practitioners as for students and teachers This book is a translation of an original German edition The translation was done with the help of artificial intelligence machine translation by the service DeepL com A subsequent human revision was done primarily in terms of content so that the book will read stylistically differently from a conventional translation

Kant's "Tugendlehre" Andreas Trampota, Oliver Sensen, Jens Timmermann, 2013-01-30 Building on the results of the Groundwork and the Critique of Practical Reason Kant finally published his system of moral philosophy in two volumes in 1797 By then he had been planning to write a Metaphysics of Morals for three decades but only the title remained unchanged while the basic principles of his theoretical and practical philosophy changed dramatically While for many years academic moral philosophy focused mainly on Kant's earlier ethical treatises there has recently been much interest in this later and perhaps more mature work on moral philosophy particularly the ethical part of the Metaphysics of Morals the Metaphysical Principles of the Doctrine of Virtue or Tugendlehre The present volume responds to these demands Following a series of research workshops 18 scholars from Germany Italy Britain and the United States provide a seamless commentary on the Doctrine of Virtue discussing topics such as suicide truthfulness moral perfection beneficence gratitude sympathy respect and friendship as well as Kant's moral psychology philosophy of action and theory of moral education This book will be an invaluable resource for moral philosophers and Kant scholars alike

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.

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