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and other Statutes ;

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Sir Edward Coke



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Challenges to Authority and the Recognition of Rights Catharine MacMillan,Charlotte Smith,2018-08-16 While challenges to authority are generally perceived as destructive to legal order this original collection of essays with Magna Carta at its heart questions this assumption In a series of chapters concerned with different forms of challenges to legal authority over time geographical place and subject matters both public and private this volume demonstrates that challenges to authority which seek the recognition of rights actually change the existing legal order rather than destroying it The chapters further explore how the myth of Magna Carta emerged and its role in the pre modern world how challenges to authority formed the basis of the recognition of rights in particular areas within England and how challenges to authority resulted in the recognition of particular rights in the United States Canada Australia and Germany This is a uniquely insightful thematic collection which proposes a new view into the processes of legal change **The Transatlantic Constitution** Mary Sarah Bilder,2008-03-31 One of the more significant recent pieces of scholarship in this area essential reading for all students of early America *Journal of American History* Departing from traditional approaches to colonial legal history Mary Sarah Bilder argues that American law and legal culture developed within the framework of an evolving unwritten transatlantic constitution that lawyers legislators and litigants on both sides of the Atlantic understood The central tenet of this constitution that colonial laws and customs could not be repugnant to the laws of England but could diverge for local circumstances shaped the legal development of the colonial world Focusing on practices rather than doctrines Bilder describes how the pragmatic and flexible conversation about this constitution shaped colonial law the development of the legal profession the place of English law in the colonies the existence of equity courts and legislative equitable relief property rights for women and inheritance laws commercial law and currency reform and laws governing religious establishment

Using as a case study the corporate colony of Rhode Island which had the largest number of appeals of any mainland colony to the English Privy Council she reconstructs a largely unknown world of pre Constitutional legal culture The book is rich in social history as well with the evolving status of women and institutional religion providing much of the legal grist Choice

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