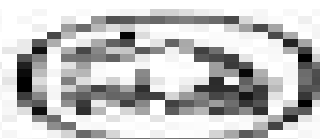


NATURAL LAW

the Introduction to Legal Philosophy

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Natural Law An Introduction To Legal Philosophy

T. J. Hochstrasser



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Natural Law Alessandro Passerin d'Entrèves, **Natural Law** Alexander Passerin d'Entreves, 2017-07-28 This is the classic study of the history and continuing philosophical values of the law of nature D Entreves discerned three distinct sources that have contributed to the development of natural law Roman law teachings Christian beliefs regarding law and egalitarian and revolutionary theories of the Enlightenment Now regarded as a classic work *Natural Law* has exercised considerable influence over the course of Anglo American legal theory in the past forty years The statements of Clarence Thomas during his 1991 Senate confirmation hearings show that the law of nature still holds powerful appeal in defining judicial rules In the new introduction Cary J Nederman points out both the contemporary value and the historical significance of *Natural Law* He also provides the biographical as well as intellectual context for d'Entreves immense accomplishments This volume is essential reading for students of legal history political theory and philosophy It will also be of interest to historians Few texts provide as concise or as cogent an introduction to natural theory as Alexander Passerin d'Entreves *Natural Law An Introduction to Legal Philosophy* Transaction Publishers has performed a genuine service by bringing out a new edition of *Natural Law* D'Entreves analysis is clear and penetrating and will guide the student of natural law to further fruitful study Mitchell Muncy The University Bookman *Natural Law* Alessandro Passerin d'Entrèves, 2004 **Natural Law**, 1981 **Natural Law** Alessandro Passerin d'Entrèves, 1994 **Natural Law** Ben Wood Johnson, 2017-06-06 *Natural Law Morality and Obedience* This short opus is part of a collection of a larger body of work which are dedicated to the subject of law or legal obligation This installment focuses on natural law The goal here is to elucidate the essentiality of citizen obedience Another goal here is to make the case that while in theory the notion of natural law seems to contradict the concept known as positive law when it comes to legal obligation in practice of course any distinction if it were to exist at all is negligible This text examines the degree to which natural law as presently understood could explicate the reason people may feel obligated to obey laws The book further explores the rationale for legal obedience in terms of morality and reason It examines popular legal precepts notably positive law and other doctrines related to natural law The arguments echoed throughout the text are unique But it is important to point out that a full appreciation of the notion of *Natural Law* may require some anterior understanding about the concept of Legal Theory I encourage you to keep a positive outlook as you navigate the manuscript **The Natural Law Reader** Jacqueline A. Laing, Russell Wilcox, 2013-09-23 The *Natural Law Reader* features a selection of readings in metaphysics jurisprudence politics and ethics that are all related to the classical *Natural Law* tradition in the modern world Features a concise presentation of the natural law position that offers the reader a focal point for discussion of ancient and contemporary ideas in the natural law tradition Draws upon the metaphysical and ethical categories put forth and developed by Aristotle and Aquinas Points to the historical significance and contemporary relevance of the *Natural Law* tradition Reflects on a revival of interest in the tradition of virtue ethics and human rights

Hans Kelsen and the Natural Law Tradition Peter Langford, Ian Bryan, John McGarry, 2019-03-19 Hans Kelsen and the Natural Law Tradition provides the first sustained examination of Hans Kelsen's critical engagement itself founded upon a distinctive theory of legal positivism with the Natural Law Tradition This edited collection commences with a comprehensive introduction which establishes the character of Kelsen's critical engagement as a general critique of natural law combined with a more specific critique of representative thinkers of the Natural Law Tradition The subsequent chapters are then devoted to a detailed analysis of Kelsen's engagement with prominent theorists from the Natural Law Tradition The volume concludes with an exploration focusing upon the delineation of a non positivist legal theory in the debate between Robert Alexy and Joseph Raz of the continued presence of Kelsenian legal positivism in contemporary legal theory *The Defence of Natural Law* Charles Covell, 2016-07-27 The Defence of Natural Law comprises a study of the philosophies of law expounded by Lon L Fuller Michael Oakeshott F A Hayek Ronald Dworkin and John Finnis The work of these theorists is situated in relation to the modern tradition in legal philosophy In this way it is demonstrated that the theorists adhered closely to the natural law standpoint in legal philosophy while also defending the particular view of the proper functions of law and the state that distinguished the tradition of modern liberalism Natural Right and Natural Law Javier Hervada, 1987

England's Israel and the Foundations of Modern Political Thought Meirav Jones, 2025-07-08 The foundations of modern political thought presumed secular were laid in conversation with theologically motivated politics and in negotiation with Jewish ideas Mid seventeenth century England was a hotbed in which crucial ideas of modern politics were conceived Thomas Hobbes presented his social contract John Selden wrote major treatises which were foundational for modern natural and international law and England participated in the wave of republicanism that swept over Europe This was also the period of the English Civil War which has been portrayed as a war of religion and a revolution of saints and was characterized by religious ends and motivations guiding politics and politicians In England's Israel and the Foundations of Modern Political Thought Meirav Jones proposes that the foundational political theory conceived in this period was significantly related to the theological politics of the time Through an examination of the language and imagery shared by theorists and saints Jones finds that in the twenty year period between 1640 and 1660 when Hobbes Selden and their contemporaries published over 40 percent of all texts published in England contained one or more of the terms Hebrew Israel Jerusalem Zion or Jew Further all known works of political theory from the period employed these terms While preachers in English parliament addressed and understood England as Israel foundational theorists of the modern state employed ancient Israel as a political model and explicitly preferred Hebrew over Greek wisdom Modern politics did not develop solely from within a conversation among elites neither was it conceived as a Godless enterprise even by its most renowned secular architects Instead as the book demonstrates it spoke the language of religiously motivated politics and was conceived in its terms Ultimately Jones argues that it was through a sweeping revival of Hebrew in early modern Europe that

the foundations of modern politics were laid in conversation with theological politics and in negotiation with Jewish ideas and ideas of the Jews

OCR Religious Studies A Level Year 1 and AS Hugh Campbell, Michael Wilkinson, Michael Wilcockson, 2016-12-12 Exam Board OCR Level A Level Subject Religious Studies First Teaching September 2016 First Exam Spring 2017 An OCR endorsed textbook Help students to build their subject knowledge and understanding with guidance and assessment preparation from a team of subject specialists brought to you by the leading Religious Studies publisher and OCR's Publishing Partner Develops students understanding of Philosophy of religion and Religion and ethics through accessible explanations of key theories and terms Enables you to teach Developments in Christian thought confidently with comprehensive coverage of the key theological arguments Supports assessment preparation with sample questions and revision advice written by subject specialists Encourages students to reflect on their learning and develop their own ideas Helps to extend learning and enhance responses with suggested ideas and additional reading Content covered Philosophy of religion Religion and ethics Developments in Christian thought

Seeds of Virtue and Knowledge Maryanne Cline Horowitz, 1997-12-08 In this wide ranging and thought provoking study Maryanne Cline Horowitz explores the image and idea of the human mind as a garden under the proper educational cultivation the mind may nourish seeds of virtue and knowledge into the full flowering of human wisdom This copiously illustrated investigation begins by examining the intellectual world of the Stoics who originated the phrases seeds of virtue and seeds of knowledge Tracing the interrelated history of the Stoic cluster of epistemological images for natural law within humanity reason common notions sparks and seeds Horowitz presents the distinctive versions within the competing movements of Hellenistic Judaism and early Christianity Augustinian and Thomist theologies Christian mysticism and Kabbalah and Erasmian Catholicism and the Lutheran Reformation She demonstrates how the Ciceronian and Senecan analogies between horticulture and culture basic to Italian Renaissance humanists artists and neo Platonists influence the emergence of emblems and essays among participants in the Northern Renaissance neo Stoic movement The Stoic metaphor is still visible today in ecumenical movements that use vegetative language to encourage the growth of shared values and to promote civic virtues organizations disseminate information on nipping bad habits in the bud and on turning a new leaf The author's evidence of illustrated pages from medieval Renaissance and Enlightenment texts will stimulate contemporary readers to evaluate her discovery of the premodern scientific paradigm that the mind develops like a plant

Comparative Criminology Hermann Mannheim, 2013-08-21 This is Volume I of fifteen in a series on the Sociology of Law and Criminology Originally published in 1965 this textbook is part one of two meant for students and deals more fully than usual with such fundamental matters as the very concepts of crime and criminology and especially with the highly complex relationship between crime the criminal law and certain burning moral issues of our time It also includes several chapters on the methods of research used in criminological and penological investigations

A History of Modern Political Thought Gary K. Browning, 2016 How are

we to understand past political thinkers Is it a matter simply of reading their texts again and again Do we have to relate past texts of political thought to the contexts in which ideas were composed and in which the aims of past thinkers were formulated Or should past political theories be deconstructed so as to uncover not what their authors maintain but what the texts reveal In this book theories of interpreting past political thinkers are examined and the interpretive methods of a range of theories are reviewed including those of Hegel Marx Oakeshott Collingwood the Cambridge School Foucault Derrida and Gadamer The application of these theories of interpretation to notable modern political theorists Machiavelli Hobbes Locke Rousseau Kant Hegel Marx Bentham Mill Nietzsche and Beauvoir is then used as a way of understanding modern political thought and of assessing interpretive theories of past political thought The result is a book which sees the history of modern political thought as more than a procession of political theories but rather as a reflection on the meaning of past political thought and its interpretation It provides a way of reading the history of modern political thought in which the question of interpretation matters both for understanding how we interpret the past but also for considering what it means to undertake political thinking

Debating Medieval Natural Law Riccardo Saccenti, 2016-10-15 In *Debating Medieval Natural Law* A Survey Riccardo Saccenti examines and evaluates the major lines of interpretation of the medieval concepts of natural rights and natural law within the twentieth and early twenty first centuries and explains how the major historiographical interpretations of *ius naturale* and *lex naturalis* have changed His bibliographical survey analyzes not only the chronological evolution of various interpretations of natural law but also how they differ in an effort to shed light on the historical debate and on the medieval roots of modern human rights theories Saccenti critically examines the historical analyses of the major historians of medieval political and legal thought while addressing how to further research on the subject His perspective interlaces different disciplinary points of view history of philosophy as well as history of canon and civil law and history of theology By focusing on a variety of disciplines Saccenti creates an opportunity to evaluate each interpretation of medieval *lex naturalis* in terms of the area it enlightens and within specific cultural contexts His survey is a basis for future studies concerning this topic and will be of interest to scholars of the history of law and more generally of the history of ideas in the twentieth century

European Conquest and the Rights of Indigenous Peoples Paul Keal, 2003-08-28 Paul Keal examines the historical role of international law and political theory in justifying the dispossession of indigenous peoples as part of the expansion of international society He argues that paradoxically law and political theory can now underpin the recovery of indigenous rights At the heart of contemporary struggles is the core right of self determination and Keal argues for recognition of indigenous peoples as peoples with the right of self determination in constitutional and international law and for adoption of the Draft Declaration on the Rights of Indigenous Peoples by the General Assembly He asks whether the theory of international society can accommodate indigenous peoples and considers the political arrangements needed for states to satisfy indigenous claims The book also questions the moral legitimacy of international society and examines notions

of collective guilt and responsibility *A History of Western Ethics* Charlotte B. Becker, 2004-03-01 This newly revised and updated edition of *A History of Western Ethics* is a coherent and accessible overview of the most important figures and influential ideas of the history of ethics in the Western philosophical tradition **The Ethics of Aquinas** Stephen J. Pope, 2002 In this comprehensive anthology twenty seven outstanding scholars from North America and Europe address every major aspect of Thomas Aquinas's understanding of morality and comment on his remarkable legacy While there has been a revival of interest in recent years in the ethics of St Thomas no single work has yet fully examined the basic moral arguments and content of Aquinas's major moral work the *Second Part of the Summa Theologiae* This work fills that lacuna The first chapters of *The Ethics of Aquinas* introduce readers to the sources methods and major themes of Aquinas's ethics The second part of the book provides an extended discussion of ideas in the *Second Part of the Summa Theologiae* in which contributors present cogent interpretations of the structure major arguments and themes of each of the treatises The third and final part examines aspects of Thomistic ethics in the twentieth century and beyond These essays reflect a diverse group of scholars representing a variety of intellectual perspectives Contributors span numerous fields of study including intellectual history medieval studies moral philosophy religious ethics and moral theology This remarkable variety underscores how interpretations of Thomas's ethics continue to develop and evolve and stimulate fervent discussion within the academy and the church This volume is aimed at scholars students clergy and all those who continue to find Aquinas a rich source of moral insight **Natural Law Theories in the Early Enlightenment** T. J. Hochstrasser, 2000-09-14 This major addition to *Ideas in Context* examines the development of natural law theories in the early stages of the Enlightenment in Germany and France T J Hochstrasser investigates the influence exercised by theories of natural law from Grotius to Kant with a comparative analysis of the important intellectual innovations in ethics and political philosophy of the time Hochstrasser includes the writings of Samuel Pufendorf and his followers who evolved a natural law theory based on human sociability and reason fostering a new methodology in German philosophy This book assesses the first histories of political thought since ancient times giving insights into the nature and influence of debate within eighteenth century natural jurisprudence Ambitious in range and conceptually sophisticated *Natural Law Theories in the Early Enlightenment* will be of great interest to scholars in history political thought law and philosophy

The book delves into Natural Law An Introduction To Legal Philosophy. Natural Law An Introduction To Legal Philosophy is an essential topic that needs to be grasped by everyone, ranging from students and scholars to the general public. This book will furnish comprehensive and in-depth insights into Natural Law An Introduction To Legal Philosophy, encompassing both the fundamentals and more intricate discussions.

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