

**NATURAL RIGHTS AND THE**



**NEW REPUBLICANISM**

**MICHAEL P. ZUCKERT**

# Natural Rights And The New Republicanism

**Dan Edelstein**



## **Natural Rights And The New Republicanism:**

**Natural Rights and the New Republicanism** Michael P. Zuckert, 1998-03-09 In *Natural Rights and the New Republicanism* Michael Zuckert proposes a new view of the political philosophy that lay behind the founding of the United States In a book that will interest political scientists historians and philosophers Zuckert looks at the Whig or opposition tradition as it developed in England He argues that there were in fact three opposition traditions Protestant Grotian and Lockean Before the English Civil War the opposition was inspired by the effort to find the one true Protestant politics an effort that was seen to be a failure by the end of the Interregnum period The Restoration saw the emergence of the Whigs who sought a way to ground politics free from the sectarian theological scriptural conflicts of the previous period The Whigs were particularly influenced by the Dutch natural law philosopher Hugo Grotius However as Zuckert shows by the mid eighteenth century John Locke had replaced Grotius as the philosopher of the Whigs Zuckert's analysis concludes with a penetrating examination of John Trenchard and Thomas Gordon the English Cato who he argues brought together Lockean political philosophy and pre existing Whig political science into a new and powerful synthesis Although it has been misleadingly presented as a separate classical republican tradition in recent scholarly discussions it is this new republicanism that served as the philosophical point of departure for the founders of the American republic

**Natural Rights and the New Republicanism** Michael Zuckert, 2011-06-27 In *Natural Rights and the New Republicanism* Michael Zuckert proposes a new view of the political philosophy that lay behind the founding of the United States In a book that will interest political scientists historians and philosophers Zuckert looks at the Whig or opposition tradition as it developed in England He argues that there were in fact three opposition traditions Protestant Grotian and Lockean Before the English Civil War the opposition was inspired by the effort to find the one true Protestant politics an effort that was seen to be a failure by the end of the Interregnum period The Restoration saw the emergence of the Whigs who sought a way to ground politics free from the sectarian theological scriptural conflicts of the previous period The Whigs were particularly influenced by the Dutch natural law philosopher Hugo Grotius However as Zuckert shows by the mid eighteenth century John Locke had replaced Grotius as the philosopher of the Whigs Zuckert's analysis concludes with a penetrating examination of John Trenchard and Thomas Gordon the English Cato who he argues brought together Lockean political philosophy and pre existing Whig political science into a new and powerful synthesis Although it has been misleadingly presented as a separate classical republican tradition in recent scholarly discussions it is this new republicanism that served as the philosophical point of departure for the founders of the American republic

**Natural Rights Liberalism from Locke to Nozick** Ellen Frankel Paul, Fred Dycus Miller, Jeffrey Paul, 2005 The essays in this book have also been published without introduction and index in the semiannual journal *Social philosophy policy* volume 22 number 1 T p verso Includes bibliographical references and index

**Algernon Sidney between Modern Natural Rights and Machiavellian Republicanism** Luís

Falcão,2020-08-27 The book investigates the political thought of Algernon Sidney 1623 1683 a historical character of the English civil wars republic protectorate and Rump Parliament who faced his trial and execution during the Exclusion Crisis In his writings Sidney mixed hugely different traditions of political philosophy the modern natural rights which were predominant in England in his generation and the republicanism of Machiavelli This volume will interest researchers in political philosophy history of political thought and particularly republican theory Its contribution to these topics explores the specificities of a thought that uses the language of natural rights and social contract and on the other hand the tumults expansion and virtues of the republics Natural Rights Individualism and Progressivism in American Political Philosophy: Volume 29, Part 2 Ellen Frankel Paul,Fred D. Miller (Jr.),Jeffrey Paul,2012-08-27 In 1776 the American Declaration of Independence appealed to the Laws of nature and of Nature s God and affirmed these Truths to be self evident that all Men are created equal that they are endowed by their Creator with certain unalienable Rights that among these are Life Liberty and the Pursuit of Happiness In 1935 John Dewey professor of philosophy at Columbia University declared Natural rights and natural liberties exist only in the kingdom of mythological social zoology These opposing pronouncements on natural rights represent two separate and antithetical American political traditions natural rights individualism the original Lockean tradition of the Founding and Progressivism the collectivist reaction to individualism which arose initially in the newly established universities in the decades following the Civil War *The Foundations of Natural Morality* S. Adam Seagrave,2014-05-05 Recent years have seen a renaissance of interest in the relationship between natural law and natural rights During this time the concept of natural rights has served as a conceptual lightning rod either strengthening or severing the bond between traditional natural law and contemporary human rights Does the concept of natural rights have the natural law as its foundation or are the two ideas as Leo Strauss argued profoundly incompatible With *The Foundations of Natural Morality* S Adam Seagrave addresses this controversy offering an entirely new account of natural morality that compellingly unites the concepts of natural law and natural rights Seagrave agrees with Strauss that the idea of natural rights is distinctly modern and does not derive from traditional natural law Despite their historical distinctness however he argues that the two ideas are profoundly compatible and that the thought of John Locke and Thomas Aquinas provides the key to reconciling the two sides of this long standing debate In doing so he lays out a coherent concept of natural morality that brings together thinkers from Plato and Aristotle to Hobbes and Locke revealing the insights contained within these disparate accounts as well as their incompleteness when considered in isolation Finally he turns to an examination of contemporary issues including health care same sex marriage and the death penalty showing how this new account of morality can open up a more fruitful debate **Natural Law Republicanism** Michael C. Hawley,2022 By any metric Cicero s works are some of the most widely read in the history of Western thought Natural Law Republicanism suggests that perhaps his most lasting and significant contribution to philosophy lies in helping to inspire the development of liberalism

Individual rights the protection of private property and political legitimacy based on the consent of the governed are often taken to be among early modern liberalism's unique innovations and part of its rebellion against classical thought. However, Michael C. Hawley demonstrates how Cicero's thought played a central role in shaping and inspiring the liberal republican project. Cicero argued that liberty for individuals could arise only in a *res publica* in which the claims of the people to be sovereign were somehow united with a commitment to universal moral law which limits what the people can rightfully do. Figures such as Hugo Grotius, John Locke and John Adams sought to work through the tensions in Cicero's vision, laying the groundwork for a theory of politics in which the freedom of the individual and the people's collective right to rule were mediated by natural law. Tracing the development of this intellectual tradition from Cicero's original articulation through the American Founding, *Natural Law Republicanism* explores how our modern political ideas remain dependent on the legacy of one of Rome's great philosopher-statesmen.

**The Republican Legacy in International Thought** Nicholas Greenwood Onuf, 1998-01-08

Republicanism has enjoyed a revival of scholarly interest in several fields. In this book, Nicholas Onuf provides the first major treatment of the republican way of thinking about law, politics and society in the context of international thought. The author tells two stories about republicanism, starting with Aristotle and culminating in the eighteenth century when international thought became a distinctive enterprise. These two stories surround the thought of Vattel and Kant, and by telling them side by side, the author identifies a substantial but little acknowledged legacy of republicanism in contemporary discussions of sovereignty, intervention, international society, peace, levels of analysis and the global economy. In identifying this legacy in contemporary thought, Nicholas Onuf develops his constructivist approach to international theory.

*Savage Republic: De Indis of Hugo Grotius, Republicanism and Dutch Hegemony within the Early Modern World-System (c. 1600-1619)* Eric Wilson, 2008-08-31

Intended for the professional academic and graduate student, this book is the first to utilize the methodology of New Stream legal scholarship in an extended critical exegesis of Hugo Grotius' *De Indis* (c. 1604-6). *De Indis* is predicated upon a two-fold discursive strategy: i) investing private Trading Companies with public international legal personality and ii) collapsing the distinction between private and public warfare. Governing the operation of textual interpretation is *De Indis*'s status as a republican treatise, juridically legitimating an early modern Trans-National corporation, the VOC, that served as an agent of a primitive system of global governance, the early Capitalist World Economy. The application of New Stream scholarship reveals that the republican signature of *De Indis* consists of a discursive micro-oscillation between the thick ontology of Late Scholasticism/Utopia and the thin ontology of Civic Humanism/Apology, wholly appropriate to the governance requirements of the embryonic Modern World System.

[John C. Calhoun's Theory of Republicanism](#) John G. Grove, 2016-12-16

John C. Calhoun (1782-1850), the South Carolinian who served as a congressman, a senator and the seventh vice president of the United States, is best known for his role in southern resistance to abolition and his doctrine of state nullification. But he was also an accomplished political thinker articulating the theory of the concurrent

majority This theory John G Grove contends is a rare example of American political thought resting on classical assumptions about human nature and political life By tracing Calhoun s ideas over the course of his political career Grove unravels the relationship between the theory of the concurrent majority and civic harmony constitutional reform and American slavery In doing so Grove distinguishes Calhoun s political philosophy from his practical political commitment to states rights and slavery and identifies his ideas as a genuinely classical form of republicanism that focuses on the political nature of mankind public virtue and civic harmony Man was a social creature Calhoun argued and the role of government was to maximize society s ability to thrive The requirements of social harmony not abstract individual rights were therefore the foundation of political order Hence the concurrent majority permitted the unique elements in any given society to pursue their interests as long as these did not damage the whole society it forced rulers to act in the interest of the whole John C Calhoun s Theory of Republicanism offers a close analysis of the historical development of this idea from a basic inherited republican ideology into a well defined political theory In the process this book demonstrates that Calhoun s infamous defense of American slavery while unwavering was intellectually shallow and in some ways contradicted his highly developed political theory

The Science of Modern Virtue Peter Lawler, Marc Guerra, 2013-11-01 The Science of Modern Virtue examines the influence that the philosopher Rene Descartes the political theorist John Locke and the biologist Charles Darwin have had on our modern understanding of human beings and human virtue Written by leading thinkers from a variety of fields the volume is a study of the complex relation between modern science and modern virtue between a kind of modern thought and a kind of modern action Offering more than a series of substantive introductions to Descartes Locke s and Darwin s accounts of who we are and the kind of virtue to which we can aspire the book invites readers to think about the ways in which the writings of these seminal thinkers shaped the democratic and technological world in which modern human beings live Thirteen scholars in this volume learnedly explore questions drawn from the diverse disciplines of political science philosophy theology biology and metaphysics Let the reader be warned The authors of these essays are anything but consensual in their analysis Considered together the chapters in this volume carry on a lively internal debate that mirrors theoretical modernity s ongoing discussion about the true nature of human beings and the science of virtue Some authors powerfully argue that Locke s and Darwin s thought is amenable to the claims made about human beings and human virtue by classical philosophers such as Aristotle and classical Christian theologians such as Thomas Aquinas Others make the opposite case drawing attention to the ways in which Descartes Locke and Darwin knowingly and dialectically depart from central teachings of both classical philosophy and classical Christian theology **Machiavelli, Hobbes, and the Formation of a Liberal Republicanism in England** Vickie B. Sullivan, 2006-12-14 Argues that some English writers of the seventeenth and early eighteenth centuries synthesized a liberal republicanism Natural Rights and the New Republicanism Michael Zuckert, 1998 Freedom of Expression Ioanna Tourkochoriti, 2021-11-11 Two legal systems founded on similar

Enlightenment philosophical and political values use state coercion differently to regulate a liberty at the core of the Enlightenment freedom of expression This comparative study of France and the United States proposes a novel theory of how the limits of freedom of expression are informed by different revolutionary experiences and constitutional and political arrangements Ioanna Tourkochoriti argues that the different ways freedom of expression is balanced against other values in France and the United States can be understood in reference to the role of the government and the understanding of republicanism and liberty This understanding affects how jurists define the content and the limits of a liberty and strike a balance between liberties in conflict Exploring both the legal traditions of the two countries this study sheds new light on the broader historical social and philosophical contexts in which jurists operate Liberty, State & Union Luigi Marco Bassani, 2010 Examines the political ideals of Thomas Jefferson discussing his views on the rights of man and state's rights and describing the political theory that guided Jefferson's decisions as the nation's third president **The Terror of Natural Right** Dan Edelstein, 2024-05-31 Natural right the idea that there is a collection of laws and rights based not on custom or belief but that are natural in origin is typically associated with liberal politics and freedom In *The Terror of Natural Right* Dan Edelstein argues that the revolutionaries used the natural right concept of the enemy of the human race an individual who has transgressed the laws of nature and must be executed without judicial formalities to authorize three quarters of the deaths during the Terror Edelstein further contends that the Jacobins shared a political philosophy that he calls natural republicanism which assumed that the natural state of society was a republic and that natural right provided its only acceptable laws Ultimately he proves that what we call the Terror was in fact only one facet of the republican theory that prevailed from Louis's trial until the fall of Robespierre A highly original work of historical analysis political theory literary criticism and intellectual history *The Terror of Natural Right* challenges prevailing assumptions of the Terror to offer a new perspective on the Revolutionary period The Political Thought of the Civil War Alan Levine, Thomas W. Merrill, James R. Stoner, Jr., 2019-08-08 Why does the Civil War still speak to us so powerfully If we listen to the most thoughtful forceful and passionate voices of that day we find that many of the questions at the heart of that conflict are also central to the very idea of America and that many of them remain unresolved in our own time *The Political Thought of the Civil War* offers us the opportunity to pursue these questions from a new critical perspective as leading scholars of American political science history and literature engage in some of the crucial debates of the Civil War era and in the process illuminate more clearly the foundation and fault lines of the American regime The essays in this volume use practical dilemmas of the Civil War to reveal and probe fundamental questions about the status of slavery and race in the American founding the tension between moralism and constitutionalism and the problem of creating and sustaining a multiracial society on the basis of the original principles of the American regime Adopting a deliberative approach the authors revisit the words and deeds of the most important political actors of era from William Lloyd Garrison John C Calhoun and Abraham

Lincoln to Alexander Stephens and Frederick Douglass with reference to the American Founders and the architects of Reconstruction. The essays in this volume consider the difficult choices each of these figures made, the specific problems they were responding to, and the consequences of those choices. As this book exposes and explores the theoretical principles at play within their historical context, it also offers vivid reminders of how the great controversies surrounding the Civil War continue to shape American political life to this day.

**Interpreting the Founding** Alan Ray Gibson, 2006. As politicians and judges argue over the original intent of our country's founding fathers, the American Founding itself continues to inspire a prodigious amount of research and commentary reflecting a bewildering array of methods and interpretations. Alan Gibson now offers readers an insightful and convenient guide through this daunting and sprawling body of scholarship. Comprehensive and judicious, *Interpreting the Founding* provides summaries and analyses of the leading interpretive frameworks that have guided the study of the Founding since the publication of Charles Beard's *An Economic Interpretation of the Constitution* in 1913. Gibson argues that scholarship on the Founding is no longer steered by a single dominant approach or even by a set of questions that control its direction. He also examines the challenges posed to Founding scholarship by this diversity and complexity and the possibilities opened by new avenues of inquiry that have recently emerged. Scholars of the Founding, including Louis Hartz, Bernard Bailyn, Gordon Wood, and Garry Wills, that best exemplify different schools of interpretation. Gibson focuses on six approaches that have dominated the modern study of the Founding: Progressive, Lockean, liberal, Republican, Scottish Enlightenment, multicultural, and multiple traditions approaches. For each approach, he traces its fundamental assumptions, revealing deeper ideological and methodological differences between schools of thought that on the surface seem to differ only about the interpretation of historical facts. While previous accounts have treated the study of the Founding as the sequential replacement of one paradigm by another, Gibson argues that all of these interpretations survive as alternative and still viable approaches, each has simultaneously illuminated and masked core truths about the American Founding. He renders a balanced account of the current debate over the origins and foundations of the American republic and offers solid footing on the path to understanding the vast literature devoted to this important subject.

**Modern Virtue** Emily Dumler-Winckler, 2022. *Modern Virtue* is the first book-length treatment of Mary Wollstonecraft's theology and religion, the first to show the centrality of each for her account of the virtues and revolution, and the first by a scholar in these fields. While Wollstonecraft is canonical in many other fields, she is mostly unknown or ignored in virtue ethics, theology, and religion. This book remedies this omission and the prevalent narratives sustained by it in the latter as well as predominant views of her religion and virtue in the former.

*Citizens and Citoyens* Mark Hulliung, 2002-11-04. In a tour de force of comparative intellectual history, Mark Hulliung sharply challenges conventional wisdom about the political nature of the sister republics, America and France. Hulliung argues that the standard American account of a continuous Jacobin republican tradition, illiberal to the core, is fatally misleading. In reality, it was the nineteenth



century French liberals who undermined the cause of liberalism and it was French republicans who eventually saved liberal ideals And comparison with France provides compelling evidence that the American republic was from the beginning both liberal and republican Americans have been engaged in the right debate wrong country Antiliberal intellectuals New Leftists neoconservatives and communitarians alike have disfigured much of the republican scholarship by falsely conjuring up a history of the United States wherein rooted and moral republicans once held sway where today we encounter uprooted and amoral liberals Lively stimulating and sure to be controversial Citizens and Citoyens is a valuable contribution to the political culture debate

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