



Library of Ethics and Applied Philosophy

# Reflective Equilibrium

Essays in Honour of Robert Heeger

*Edited by*

Wibren van der Burg  
and Theo van Willigenburg

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# Reflective Equilibrium Essays In Honour Of Robert Heeger

**Irena Rosenthal**



## **Reflective Equilibrium Essays In Honour Of Robert Heeger:**

Reflective Equilibrium Wibren van der Burg, Theo van Willigenburg, 2012-12-06 Robert Heeger has been professor of ethics at Utrecht University since 1977 both at the Faculty of Theology and at the Faculty of Philosophy Since 1985 he has also been teaching at the Faculty of Veterinary Medicine Before he came to Utrecht he had worked at Uppsala University for many years He has always stayed in close contact with his Swedish colleagues and twice he was a visiting professor at Uppsala University With his eastern German background his roots partly in Russia his thesis on the Italian philosopher Gramsci and his interest in Anglo American analytical philosophy he has a broad international orientation It is no wonder therefore that he always felt much at home in the Societas Ethica the European Society for Research in Ethics which he served as its president from 1991 to 1995 Robert Heeger is primarily a teacher and excels as a discussion partner With his sharp analytical mind and his great intellectual curiosity he not only exposes critically the weak points in an argument but often also brings up creative suggestions to improve it Thus he has greatly influenced his many students he co supervised fourteen doctoral theses and his colleagues both in the Netherlands and abroad Moreover he was one of the first moral philosophers in the Netherlands and even in Europe to be involved in environmental ethics and in animal and veterinary ethics

**Reflective Equilibrium** Wibren van der Burg, Theo van Willigenburg, 2013-11-13 Robert Heeger has been professor of ethics at Utrecht University since 1977 both at the Faculty of Theology and at the Faculty of Philosophy Since 1985 he has also been teaching at the Faculty of Veterinary Medicine Before he came to Utrecht he had worked at Uppsala University for many years He has always stayed in close contact with his Swedish colleagues and twice he was a visiting professor at Uppsala University With his eastern German background his roots partly in Russia his thesis on the Italian philosopher Gramsci and his interest in Anglo American analytical philosophy he has a broad international orientation It is no wonder therefore that he always felt much at home in the Societas Ethica the European Society for Research in Ethics which he served as its president from 1991 to 1995 Robert Heeger is primarily a teacher and excels as a discussion partner With his sharp analytical mind and his great intellectual curiosity he not only exposes critically the weak points in an argument but often also brings up creative suggestions to improve it Thus he has greatly influenced his many students he co supervised fourteen doctoral theses and his colleagues both in the Netherlands and abroad Moreover he was one of the first moral philosophers in the Netherlands and even in Europe to be involved in environmental ethics and in animal and veterinary ethics

**Reflective Equilibrium** Robert Heeger, Wibren van der Burg, Theodoor Van Willigenburg, 1998 **Applying Reflective Equilibrium** Tanja Rechnitzer, 2022-07-01 This open access book provides the first explicit case study for an application of the method of reflective equilibrium RE using it to develop and defend a precautionary principle It thereby makes an important and original contribution to questions of philosophical method and methodology The book shows step by step how RE is applied and develops a methodological framework which will be useful for everyone who wishes to use

reflective equilibrium With respect to precautionary principles the book demonstrates how a rights based precautionary principle can be constructed and defended The case study succeeds in demonstrating that RE can be successfully applied and puts real constraints on the justification process This is all the more remarkable as the case study was designed as an open ended process without presupposing any specific results This book will be highly relevant both to people interested in philosophical methodology and epistemology as well as to researchers who are interested in using philosophical methods and tools and applying them to practical problems

**Democracy and Ontology** Irena Rosenthal, 2018-01-25 This book investigates the relationship between liberal democracies and ontology that is philosophical claims about the constitution of agents and the social world Many philosophers argue that ontology needs to be avoided in political and legal philosophy In fact political liberalism a highly influential paradigm founded by the philosopher John Rawls makes the avoidance of ontology a core ambition of its political non metaphysical programme In contrast to political liberalism this book argues that attending to ontological disputes is essential to political and legal philosophy Illuminating criticising and developing ontological arguments does not only enhance our understanding of justice but also highlights key features of democratic citizenship The argument is built up by bringing together three traditions of thought that have so far not been confronted with one another political liberalism the work of Michel Foucault and the psychoanalytic theories of Sigmund Freud and Donald Winnicott The book also investigates more concrete implications of ontological disputes by drawing on several case studies a Dutch political legal debate about greeting rituals an American conflict about the legalisation of religious freedom and the struggles for resilience of two American social movement groups

**Preventive Medicine between Obligation and Aspiration** M.F. Verweij, 2013-04-17 Preventive Medicine between Obligation and Aspiration is a study of ethical questions regarding mass screening vaccination and health policy programmes These interventions aim to enhance public health but may also constrain personal autonomy and cause harm and influence our moral views So far these issues have hardly been subject to systematic ethical analysis This study aims to fill this gap by providing an overview of moral problems in preventive medicine and by explicating norms for good practice Throughout the book it is argued that some moral concerns about prevention namely concerns about medicalization cannot be adequately grasped in terms of strict and binding moral norms Various moral concepts and types of norms beyond obligation are explored and developed in order to give practical meaning to these rather vague concerns In this way the book contributes to applied ethics as well as to ethical theory It is of interest to professionals in public health and preventive medicine and to scholars in applied ethics and moral philosophy

**The Importance of Ideals** Wibren van der Burg, Sanne Taekema, 2004 Ideals are important in social reality but they have been neglected in theories of law politics and morality This book has the role of ideals as its central theme More specifically it argues that ideals are necessary to understand pluralism that they are key elements in controversy and debate and that they enable development It combines theoretical analysis of the concept of ideals with discussion of concrete debates and cases

including philosophical debates about politics and equality sociological studies of the diverse interpretations of the rule of law and accounts of the development of environmental law and privacy law Thus the functioning of ideals is critically examined showing the merits and limitations of an ideal oriented approach

**The Dynamics of Law and Morality** Wibren van der Burg, 2016-03-23 This book investigates the dynamic intertwinement of law and morality with a focus on new and developing fields of law Taking as its starting point the debates and mutual misunderstandings between proponents of different philosophical traditions it argues that this theoretical pluralism is better explained once law is accepted as an essentially ambiguous concept Continuing on the book develops a robust theory of law that increases our grasp on global legal pluralism and the dynamics of law This theory of legal interactionism inspired by the work of Lon Fuller and Philip Selznick also helps us to understand apparent anomalies of modern law such as international law the law of the European Convention on Human Rights and horizontal interactive legislation In an ecumenical approach legal interactionism does justice to the valuable core of truth in natural law and legal positivism Shedding new light on familiar debates between authors such as Fuller Hart and Dworkin this book is of value to academics and students interested in legal theory jurisprudence legal sociology and moral philosophy

**God's Action in Nature's World** Nathan Hallanger, 2016-04-22 In 1981 Robert John Russell founded what would become the leading center of research at the interface of science and religion the Center for Theology and the Natural Sciences Throughout its twenty five year history CTNS under Russell s leadership has continued to guide and further the dialogue between science and theology Russell has been an articulate spokesperson in calling for creative mutual interaction between the two fields God s Action in Nature s World brings together sixteen internationally recognized scholars to assess Robert Russell s impact on the discipline of science and religion Focusing on three areas of Russell s work methodology cosmology and divine action in quantum physics this book celebrates Robert John Russell s contribution to the interdisciplinary engagement between the natural sciences and theology

**A Pluralist Theory of Age Discrimination** Stuart Goosey, 2021-01-28 This book provides a comprehensive theory of age discrimination that can guide the direct and indirect age discrimination provisions of the Equality Act 2010 The Act holds that unequal treatment on the grounds of age and measures that are on their face age neutral but have the effect of disadvantaging particular age groups are lawful only if the treatment can be shown either to be a proportionate means of achieving a legitimate aim or if the treatment fits into a specifically prescribed exception In this way the proportionality test distinguishes justified and unjustified age differential treatment with only the former legally permissible This book outlines and defends a pluralist theory of age discrimination that assists in making the distinction between justified and unjustified age differential treatment The theory identifies the principles that explain when and why age differential treatment wrongs people and the principles that can justify this treatment It is a pluralist theory because it recognises that age differential treatment can wrong people for a number of different overlapping reasons and these different reasons should inform how we apply age discrimination law

The pluralist approach to age discrimination theory can improve legal reasoning in age discrimination cases by articulating the relevant principles and competing interests that are at stake in age discrimination claims. In constructing the theory the book adopts the reflective equilibrium method. This requires that we examine our initial moral beliefs about age discrimination by seeking coherence with beliefs we have about similar moral and philosophical issues and revising the initial beliefs as a result of challenges to them. In applying this method the book identifies the following five principles to form a pluralist theory of age discrimination: equality of opportunity, social equality, respect, autonomy, and efficiency.

An Integrative Model of Moral Deliberation J. Jeffrey Tillman, 2016-04-27. An Integrative Model of Moral Deliberation maintains that current models of moral deliberation do not effectively deal with contemporary moral complexity because they are based on an inadequate theory of moral cognition. Drawing on research in neuroscience, evolutionary psychology, social theory, and dual process cognitive theory, and on the work of William James, this book develops a theory of moral cognition which provides a major role for aesthetic sensibilities and upon this theory develops a robust model of moral deliberation. This model portrays moral deliberation as a back and forth movement between intuitive and analytic cognitions which constructs narrative scenarios and then assesses and revises them according to aesthetic sensibilities.

Building Consensus on European Consensus Panos Kapotas, Vassilis P. Tzevelekos, 2019-01-17. Presents a critical evaluation of a controversial interpretative tool the ECtHR uses to answer morally politically sensitive human rights questions.

*Between Facts and Norms* Pascal Borry, 2005.

**The Concept of Ideals in Legal Theory** Sanne Taekema, 2002-12-31. Talk about law often includes reference to ideals of justice, equality, or freedom. But what do we refer to when we speak about ideals in the context of law? This book explores the concept of ideals by combining an investigation of different theories of ideals with a discussion of the role of ideals in law. A comparison of the theories of Gustav Radbruch and Philip Selznick leads up to a pragmatist theory of legal ideals which provides an interesting new position in the debate about values in law between legal positivists and natural law thinkers. Attention for law's central ideals enables us to understand law's autonomous character while at the same time tracing its connection to societal values. Essential reading for anyone interested in the role of values or ideals in law.

Methods in Bioethics John Arras, 2017-08-11. This book provides an overview and critical discussion of the main philosophical methods that have dominated the field of bioethics since its origins in the late 1960s and early 1970s. The first three chapters outline some influential theories that are important to understanding the methodological approaches that follow. Chapter 1 offers a survey of the theory of principlism as expounded by Tom Beauchamp and James Childress. Chapter 2 examines Bernard Gert's defense of common morality, and Chapter 3 discusses the so-called new casuistry. The next three chapters trace a historical dialectic. Chapter 4 explores the shift that has increasingly occurred in bioethics away from the pursuit of objectivity or truth and towards narrative ethics, while Chapter 5 uncovers the classical roots of American pragmatism and explains their ongoing relevance for contemporary bioethics. This paves the way for Chapter 6's examination

of freestanding pragmatists such as Susan Wolf who in contrast see their approach as untethered to the classical canon of American pragmatism With this background firmly established the next two chapters handle some influential contemporary approaches Chapter 7 considers the internal morality approach to medicine chapter 8 discusses the method of reflective equilibrium Chapter 9 summarizes and reflects on the results of the preceding eight chapters Rather than staking out and defending a final position the book aspires to uncover the advantages and disadvantages of the different methodological approaches In the words of Kierkegaard it aims to make life harder rather than easier for bioethics by uncovering some outstanding challenges

**Brümmer on Meaning and the Christian Faith** Vincent Brümmer, 2019-10-01 This volume presents a wide ranging selection from the writings of a leading contemporary philosophical theologian Vincent Brümmer In his many books and articles Brümmer has demonstrated how the tools of philosophical analysis are not only fruitful but also essential for dealing with the central issues of systematic theology The title of this volume *Meaning and the Christian Faith* highlights two characteristic themes that recur throughout the many writings of Vincent Brümmer Much of his work has been devoted to exploring the meaning of the Christian faith and especially of its central claim that God is a personal being whose fellowship believers may enjoy On the other hand Brümmer has also shown that religious belief should not be understood as an explanatory theory but rather as a way in which believers understand the meaning of their lives and their experience of the world and direct their lives accordingly Thus in the Christian tradition believers claim that their lives are meaningful because they seek to attain ultimate happiness in the love of God In the introductory sections throughout this volume Vincent Brümmer describes how he came to pay attention to the various themes dealt with in his writings and explains why he came to deal with them in the ways he did

**A Spectrum of Worldviews** Hendrik M. Vroom, 2006 This book is an introduction to philosophy of religion from the perspective of a religiously pluralistic culture It deals with introductory questions such as whether we can understand compare and judge the insights of others and the ways in which people can speak and think about God It introduces the classical themes of philosophy of religion immanent and transcendent ideas of God and immanence transcendence good and evil religion morality and society using a distinction between cosmic and acosmic and theistic ideas of the divine This introduction helps us discover differences and commonalities and thus helps further an emphatic and critical dialogue This book explores how comparative theology and philosophy of religion can move beyond the dead end roads of relativism and exclusivism

**Rediscovering Fuller** W. J. Witteveen, Wibren van der Burg, 1999 Lon Fuller one of the great American jurists of this century is often remembered only for his stand on the morality of law in the Fuller Hart debate *Rediscovering Fuller* considers the full range of Fuller's writings from his early engagement with legal fictions and his critique of legal positivism to his later work on implicit law and the art of institutional design Contributors from the fields of both civil law and common law argue that Fuller's insights are highly relevant to contemporary concerns The book contains essays by K. Winston D. Dyzenhaus, P. Cliteur, F. Schauer, Beyond the Fuller Hart Debate, P. Westerman, W. van

der Burg D Luban Moralities of Law G Postema P Teachout Implicit Law R Macdonald W Witteveen J Allison M Hertogh K Soltan The Art of Institutional Design J Allan F Mootz J Vining Law s Dialogue and a preface by Ph Selznick At some point in the future when we become more open to the moral relevance of social inquiry more empirical in our study of philosophical issues more capable of uniting moral and social theory Lon Fuller s work will stand as a landmark This volume will help show the way Ph Selznick

**Business Challenging Business Ethics: New Instruments for Coping with Diversity in**

**International Business** Jacek Sójka, Johan Wempe, 2012-12-06 Increasingly companies stakeholders require organisations to observe international standards prescribed by international laws treaties conventions recommendations and or codes of conduct The papers selected for this volume explore 1 the ethical pressures on international business to meet the challenges of diversity 2 suggested methods of coping with diversity and 3 the challenges required to overcome corporate self interest in the search for new instruments Collectively these articles reflect scholarly insights and corporate responses to diversity in international business a topic of wide interest in contemporary business ethics

The Janus Face of Prenatal Diagnostics Eve-Marie Engels, Marianne Leuzinger-Bohleber, John Tsiantis, 2019-06-06 Coping with modern technology in the life sciences biology and medicine became a major issue for people living in the Twentieth Century and continues to be so in the present century Biotechnology creates new opportunities and possibilities but also new dangers risks and ethical concerns In this volume ethical dilemmas in the context of a specific biomedical technology are discussed Experts in ethics philosophy psychoanalysis and medicine jointly investigated a field of prenatal and genetic research that seems particularly challenging prenatal diagnostics In many European countries amniocentesis for example is a routine diagnostic tool for women becoming pregnant after the age of thirty five In recent decades enormous progress has been made in diagnosing genetically based diseases and other serious prenatal abnormalities Today we know that a positive prenatal genetic diagnostic creates distress for all women and their partners and necessitates making the difficult decision as to whether or not to allow the pregnancy to continue As is demonstrated in this volume through the summaries of interviews with couples the reactions of women and their partners who are facing this situation can be very different The new and innovative interdisciplinary dialogue on this topic that is presented in this volume offers a deeper understanding of the ethical dilemmas raised by prenatal and genetic diagnostics and explores ways to support couples in this extremely difficult situation



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