

# MOBILE LAW OFFICE



# Mobile People Mobile Law

**Michael D. A. Freeman, David Napier**



## **Mobile People Mobile Law:**

**Mobile People, Mobile Law** Franz von Benda-Beckmann, Keebet von Benda-Beckmann, 2017-03-02 Demonstrating how users of law who often operate in multi sited situations are forced to deal with increasingly complex legal circumstances this volume focuses on political and social processes through which people appropriate use and create legal forms in multiple legal settings It provides new insights into social and political processes through which transnational law is locally appropriated by different actors and presents empirical studies of confrontation adaptation vernacularization and hybridization of law due to its transplantation across the borders of national states The contributors offer insights into modern dynamics of legal change challenging assumptions about increasing homogeneity in law with a keen eye for the historical situations in which current legal changes stand     The Expanding Spaces of Law Irus Braverman, Nicholas Blomley, David Delaney, Alexandre Kedar, 2014-05-28 The Expanding Spaces of Law presents readers with cutting edge scholarship in legal geography An invaluable resource for those new to this line of scholarship the book also pushes the boundaries of legal geography reinvigorating previous modes of inquiry and investigating new directions It guides scholars interested in the law space power nexus to underexplored empirical sites and to novel theoretical and disciplinary resources Finally The Expanding Spaces of Law asks readers to think about the temporality and dynamism of legal spaces     *Diaspora, Law and Literature* Klaus Stierstorfer, Daniela Carpi, 2016-11-07 The well known challenges of international migration have triggered new departures in academic approaches with diaspora studies evolving as an interdisciplinary and even transdisciplinary field of study Its emerging methodology shares concerns with another interdisciplinary field the study of the relations between law and literature which focuses on the ways in which the two cultural practices of law and literature mutually negotiate each other and on the question after the ontological commensurability of the domains This volume offers for the first time an attempt to provide an interface between these overlapping interdisciplinary endeavours of literary studies legal studies and diaspora studies In doing so it explores new approaches and invites new perspectives on diasporas migration and the disciplines that study them hopefull also adding to the cultural resources of coping with a swiftly changing social landscape in a globalizing world     **The Power of Law in a Transnational World** Franz von Benda-Beckmann, Keebet von Benda-Beckmann, Anne M. O. Griffiths, 2012 How is law mobilized and who has the power and authority to construct its meaning This important volume examines this question as well as how law is constituted and reconfigured through social processes that frame both its continuity and transformation over time The volume highlights how power is deployed under conditions of legal pluralism exploring its effects on livelihoods and on social institutions including the state Such an approach not only demonstrates how the state through its various development programs and organizational structures attempts to control territory and people but also relates the mechanisms of state control to other legal modes of control and regulation at both local and supranational levels     *Theorizing Local Migration Law and*

*Governance* Moritz Baumgärtel, Sara Mielliet, 2022-09-22 Explores how analyses of legal processes can inform the theorization of the role of local governments in migration governance

**Rules of Law and Laws of Ruling** Franz von Benda-Beckmann, Keebet von Benda-Beckmann, 2016-04-08 Offering an anthropological perspective this volume explores the changing relations between law and governance examining how changes in the structure of governance affect the relative social significance of law within situations of legal pluralism The authors argue that there has been a re regulation rather than a de regulation propagated by a plurality of regulative authorities and this re regulation is accompanied by an increasing ideological dominance of rights talk and juridification of conflict Drawing on insights into such processes this volume explores the extent to which law is used both as a constitutive legitimation of governance and as the medium through which governance processes take place Highlighting some of the paradoxes and the unintended consequences of these regulating processes and the ensuing dynamics *Rules of Law and Laws of Ruling* will be a valuable resource for researchers and students working in the areas of legal anthropology and governance

*The Oxford Handbook of Law and Anthropology* Marie-Claire Foblets, Mark Goodale, Maria Sapignoli, Olaf Zenker, 2022 Represents a comprehensive and interdisciplinary treatment to the field of law and anthropology Decenters the standard Anglo Euro centric bias that prevails in both law and anthropology Gives unique perspectives on issues of contemporary relevance Provides the historical background but focuses on the future of the field Book jacket

Legal Pluralism and Shari'a Law Adam Possamai, James T. Richardson, Bryan S Turner, 2016-04-08 Legal pluralism has often been associated with post colonial legal developments especially where common law survived alongside tribal and customary laws Focusing on Shar a this book examines the legal policies and experiences of various societies with different traditions of citizenship secularism and common law Where large diasporic communities of migrants develop there will be some demand for the institutionalization of Shar a at least in the resolution of domestic disputes This book tests the limits of multiculturalism by exploring the issue that any recognition of cultural differences might imply similar recognition of legal differences It also explores the debate about post secular societies specifically to the presentation and justification of beliefs and institutions by both religious and secular citizens This book was published as a special issue of *Democracy and Security*

*Crimes Against Humanity* Nergis Canefe, 2021-04-15 This book brings together jurisprudential debates on international criminal law international law scholarship on the limits of state sovereignty and applied political philosophy concerning responsibility and accountability in the context of mass political crimes and state criminality It offers a compelling view of legal reasoning concerning accountability regimes in the Global South No other study addresses questions of ethical dimensions of mass crimes and accountability for state criminality

**Changing Properties of Property** Franz von Benda-Beckmann, Keebet von Benda-Beckmann, Melanie Wiber, 2009 As an important contribution to debates on property theory and the role of law in creating disputing defining and refining property rights this volume provides new theoretical material on property systems as well as new empirically grounded case studies of the

dynamics of property transformations The property claimants discussed in these papers represent a diverse range of actors including post socialist states and their citizens those receiving restitution for past property losses in Africa Southeast Asia and in eastern Europe collectives corporate and individual actors The volume thus provides a comprehensive anthropological analysis not only of property structures and ideologies but also of property and its politics in action *Law and Social Theory* Reza Banakar,Max Travers,2014-07-18 There is a growing interest within law schools in the intersections between law and different areas of social theory The second edition of this popular text introduces a wide range of traditions in sociology and the humanities that offer provocative contextual views on law and legal institutions The book is organised into six sections each with an introduction by the editors on classical sociology of law systems theory critical approaches law in action postmodernism and law in global society Each chapter is written by a specialist who reviews the literature and discusses how the approach can be used in researching different topics New chapters include authoritative reviews of actor network theory new legal realism critical race theory post colonial theories of law and the sociology of the legal profession Over half the chapters are new and the rest are revised in order to include discussion of recent literature Eugen Ehrlich's Sociology of Law Knut Papendorf,Stefan Machura,Anne Hellum,2014 The work of Eugen Ehrlich 1862 1922 is directly relevant for an understanding of law in society and of the role of sociology of law Today it is possible to see behind the smokescreen of historical debates and to assess Ehrlich s key ideas in the light of today s problems The coexistence of state and local law still challenges lawyers and decision makers Ehrlich suggests sociology of law as an instrument to address social and legal problems that supplements standard legal methodology The articles in this book place Eugen Ehrlich in the context of his times outline the international reception of his work and show the relevance of his thoughts for contemporary issues Series Society and Law Gesellschaft und Recht Vol 8 Subject Socio Legal Studies Legal History Law and Anthropology Michael D. A. Freeman,David Napier,2009-11-19 Law and Anthropology the latest volume in the Current Legal Issues series offers an insight into the state of law and anthropology scholarship today Focussing on the inter connections between the two disciplines it also includes case studies from around the world **The Oxford Handbook of Global Legal Pluralism** Paul Schiff Berman,2020-06-01 Over the past two decades Global Legal Pluralism has become one of the leading analytical frameworks for understanding and conceptualizing law in the 21st century Wherever one looks there is conflict among multiple legal regimes Some of these regimes are state based some are built and maintained by non state actors some fall within the purview of local authorities and jurisdictional entities and some involve international courts tribunals and arbitral bodies and regulatory organizations Global Legal Pluralism has provided first and foremost a set of useful analytical tools for describing this conflict among legal and quasi legal systems At the same time some pluralists have also ventured in a more normative direction suggesting that legal systems might sometimes purposely create legal procedures institutions and practices that encourage interaction among multiple communities These scholars argue that pluralist approaches can

help foster more shared participation in the practices of law more dialogue across difference and more respect for diversity without requiring assimilation and uniformity Despite the veritable explosion of scholarly work on legal pluralism conflicts of law soft law global constitutionalism the relationships among relative authorities transnational migration and the fragmentation and reinforcement of territorial boundaries no single work has sought to bring together these various scholarly strands place them into dialogue with each other or connect them with the foundational legal pluralism research produced by historians anthropologists and political theorists Paul Schiff Berman one of the world's leading theorists of Global Legal Pluralism has gathered over 40 diverse authors from multiple countries and multiple scholarly disciplines to touch on nearly every area of legal pluralism research offering defenses critiques and applications of legal pluralism to 21st century legal analysis Berman also provides introductions to every part of the book helping to frame the various approaches and perspectives The result is the first comprehensive review of Global Legal Pluralism scholarship ever produced This book will be a must have for scholars and students seeking to understand the insights of legal pluralism to contemporary debates about law At the same time this volume will help energize and engage the field of Global Legal Pluralism and push this scholarly trajectory forward into another two decades of innovation

**From Transnational Relations to Transnational Laws** Shaheen Sardar Ali, Anne Griffiths, 2016-04-15 This book approaches law as a process embedded in transnational personal religious communicative and economic relationships that mediate between international national and local practices norms and values It uses the concept living law to describe the multiplicity of norms manifest in transnational moral social or economic practices that transgress the territorial and legal boundaries of the nation state Focusing on transnational legal encounters located in family life diasporic religious institutions and media events in countries like Norway Sweden Britain and Scotland it demonstrates the multiple challenges that accelerated mobility and increased cultural and normative diversity is posing for Northern European law For in this part of the world as elsewhere national law is challenged by a mixture of expanding human rights obligations and unprecedented cultural and normative pluralism enhanced by expanding global communication and market relations As a consequence transnationalization of law appears to create homogeneity fragmentation and ambiguity expanding space for some actors while silencing others Through the lens of a variety of important contemporary subjects the authors thus engage with the nature of power and how it is accommodated ignored or resisted by various actors when transnational practices encounter national and local law

**The Ashgate Research Companion to Migration Law, Theory and Policy** Satvinder S. Juss, 2016-03-23 The Ashgate Research Companion to Migration Law Theory and Policy complements the already successful Ashgate series Law Migration established in 2006 which now has a number of well regarded monographs to its credit The purpose of this Companion is to augment that Series by taking stock of the current state of literature on migration law theory and policy and to sketch out the contours of its future long term development in what is now a vastly expanded research agenda The Companion provides readers with a

definitive and dependable state of art review of current research in each of the chosen areas that is all embracing and all inclusive of its subject matter The chapters focus on the regional and the sub regional as well as the national and the global In so doing they aim to give a snap shot that is contextual coherent and comprehensive The contributors are both world renowned scholars and newer voices and include scholars practitioners former judges and researchers and policy makers who are currently working for international organisations

**Human Rights Encounter Legal Pluralism** Giselle Corradi,Eva Brems,Mark Goodale,2017-05-18 This collection of essays interrogates how human rights law and practice acquire meaning in relation to legal pluralism ie the co existence of more than one regulatory order in a same social field As a social phenomenon legal pluralism exists in all societies As a legal construction it is characteristic of particular regions such as post colonial contexts Drawing on experiences from Latin America Sub Saharan Africa and Europe the contributions in this volume analyse how different configurations of legal pluralism interplay with the legal and the social life of human rights At the same time they enquire into how human rights law and practice influence interactions that are subject to regulation by more than one normative regime Aware of numerous misunderstandings and of the mutual suspicion that tends to exist between human rights scholars and anthropologists the volume includes contributions from experts in both disciplines and intends to build bridges between normative and empirical theory

**Indigenous Peoples' food systems** Food and Agriculture Organization of the United Nations ,Alliance of Bioversity International,International Center for Tropical Agriculture,2021-06-25 This publication provides an overview of the common and unique sustainability elements of Indigenous Peoples food systems in terms of natural resource management access to the market diet diversity indigenous peoples governance systems and links to traditional knowledge and indigenous languages While enhancing the learning on Indigenous Peoples food systems it will raise awareness on the need to enhance the protection of Indigenous Peoples food systems as a source of livelihood for the 476 million indigenous inhabitants in the world while contributing to the Zero Hunger Goal In addition the UN Decade of Action on Nutrition 2016 2025 and the UN Food Systems Summit call on the enhancement of sustainable food systems and on the importance of diversifying diets with nutritious foods while broadening the existing food base and preserving biodiversity This is a feature characteristic of Indigenous Peoples food systems since hundreds of years which can provide answers to the current debate on sustainable food systems and resilience

Dialogues on Human Rights and Legal Pluralism René Provost,Colleen Sheppard,2012-08-10 Human rights have transformed the way in which we conceive the place of the individual within the community and in relation to the state in a vast array of disciplines including law philosophy politics sociology geography The published output on human rights over the last five decades has been enormous but has remained tightly bound to a notion of human rights as dialectically linking the individual and the state Because of human rights dogged focus on the state and its actions they have very seldom attracted the attention of legal pluralists Indeed some may have viewed the two as simply incompatible or relating to wholly distinct phenomena This

collection of essays is the first to bring together authors with established track records in the fields of legal pluralism and human rights to explore the ways in which these concepts can be mutually reinforcing delegitimizing or competing. The essays reveal that there is no facile conclusion to reach but that the question opens avenues which are likely to be mined for years to come by those interested in how human rights can affect the behaviour of individuals and institutions.

*Negotiating Norms* Ricarda Rösch, 2023-12-12 The book explores the right to free prior and informed consent (FPIC) a highly controversial right. It is mainly discussed in the context of large scale business projects on Indigenous territories but also with respect to the creation of protected areas and communities' traditional resource rights. From a legal anthropological perspective it attempts to disentangle the various coexisting understandings of FPIC and provide an explanation for the multiplicity of FPIC norms or to put it in other words its fragmentation. It examines the right or stakeholders of FPIC, the scope of the consent requirement, the respect for self-determined decision making and the right to FPIC of women in different sociolegal fields. Moreover it explores the impact of power relations, strategic alliances and discourses within these fields and shows that the emerging FPIC norms are the result of norm negotiation processes. The fields that are examined include transnational law, more specifically human rights, environmental and development law, the Liberian post conflict forest and land legislation and Liberian community forests as fields in which FPIC is operationalized. Liberia is quite unique in this respect. It is not only one of the few countries in Africa recognizing FPIC but has also begun implementing it. The book shows that based on the logic of a sociolegal field, legal identities are discursively created and determine the meaning of FPIC. Moreover, different actors can resort to different legalities shaping the emerging FPIC norm.



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