
MIXED JURISDICTIONS COMPARED

Private Law in Louisiana and Scotland

Edited by
Vernon Valentine Palmer and Elspeth Christie Reid



EDINBURGH STUDIES IN LAW

Louisiana Microcosm Of A Mixed Jurisdiction Hardcover

Vernon V. Palmer



Louisiana Microcosm Of A Mixed Jurisdiction Hardcover:

Louisiana Vernon V. Palmer, 1999 Comparative law scholars have long known that Louisiana possesses one of the most intriguing legal systems in the world a living laboratory of common law and civil law From the circumstances of its birth to the nature of its law legal methods and institutions Louisiana presents a model a microcosm to which other mixed jurisdictions such as the Philippines South Africa and Quebec may be compared Palmer elucidates the nature of the Louisiana experience over the past two centuries What were the original forces at work demographic political linguistic and economic which produced this dual legal structure Was it necessity or rather discretion which led to the founding of a mixed system As Louisiana s French speaking population declined would it be possible to sustain a vibrant civil law element What kind of judges judicial institutions and legal education would emerge from these crosscurrents In areas where judges exercised the choice of discretion such as the development of commercial law and civil procedure where would they turn And what new creations would be generated by the constant interaction of common law and civil law Through these and other questions this book serves to inform and stimulate new thinking about Louisiana and the far flung world of mixed legal systems

Mixed Jurisdictions Compared Vernon Palmer, 2009-10-15 Returning to a theme featured in some of the earlier volumes in the Edinburgh Studies in Law series this volume offers an in depth study of mixed jurisdictions legal systems which combine elements of the Anglo American Common Law and the European Civil Law traditions This new collection of essays compares key areas of private law in Scotland and Louisiana In thirteen chapters written by distinguished scholars on both sides of the Atlantic it explores not only legal rules but also the reasons for the rules discussing legal history social and cultural factors and the law in practice in order to account for patterns of similarity and difference Contributions are drawn from the Law Schools of Tulane University Louisiana State University Loyola University New Orleans the American University Washington DC and the Universities of Aberdeen Strathclyde and Edinburgh *The Louisiana Civilian Experience* Vernon V. Palmer, 2005 From Chaos to Continuity Mark F. Fernandez, 2001 Tracing the rise of Louisiana s system from its earliest colonial origins to its closure during Federal occupation in 1862 Fernandez describes the introduction of common law after American takeover of the colony the chaotic combination of French Spanish and Anglo legal traditions the evolution of that jurisdiction the role of the courts especially the state supreme court in maintaining the mixture and the judge s proper function in administering justice BOOK JACKET Legal Traditions in Louisiana and the Floridas 1763-1848 Seán Patrick Donlan, Vernon Valentine Palmer, 2019 Through a mix of different historiographical methods a broad understanding of legal and social history and the lens of plural comparative contexts this collection tells us much about continuity and change in a critical transition period 1763 1848 for Louisiana and the Floridas as well as for the modern era

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