

INTRODUCTION TO LEGAL SCIENCE

PHILOSOPHY OF LAW

Philosophy is a way of thinking that tends to be reflective and law in this case tends to be interpreted as a rule in human life. The term philosophy of law is a translation of the word philosophy of law according to Mochtar Kusumaatmadja, namely translating philosophy of law as the equivalent of the word philosophy of law rather than legal philosophy. with legal philosophy. This is based on the argument that law is not just statutes and law is not official matters.

According to Plato, philosophy is the science or teaching of reality or eternal reality while legal philosophy is the science or teaching of legal reality. Likewise with the opinion of Aristotle who said that philosophy is the science or teaching of truth by covering metaphysics, logic, rhetoric, ethics, economics, politics and aesthetics. Philosophy in the sense of Aristotle is also comprehensive and involves many connections with other branches of philosophy. According to Poedjawijatna, philosophy is the science of everything that investigates the deepest explanations or causes.

William Zevenbergen stated that philosophy of law is the philosophy imposed or applied to law. In other words, legal philosophy is a characteristic of thinking. Philosophy is applied to law, meaning that the legal process is a special philosophy, meaning that it is part of general philosophy. Gustav Radbruch defines legal philosophy as meaning three aspects, namely:

1. Aspects of justice, in the form of equal rights for all people before the court.

Nature And Process Of Law An Introduction To Legal Philosophy

Albert P. Melone, Allan Karnes



Nature And Process Of Law An Introduction To Legal Philosophy:

Nature and Process of Law, 2002 *The Nature and Process of Law* Ali Smith, Patricia Smith, 1993 Unlike other works in philosophy of law which focus on the nature of law in the abstract this comprehensive anthology presents law as a process part and parcel of a system of government and defined constitutional procedures Using the U S legal system as a model it establishes the basis of law in political theory then presents substantive issues in private and public law illustrated throughout with important political documents and court cases and stimulating readings in history law and philosophy The editor's detailed critical commentary notes and study questions make these materials accessible and useful for a wide range of readers seeking a deeper understanding of private and public law and the nature of the political process **Foreign**

Investment, Human Rights and the Environment Shyami Puvimanasinghe, 2007-06-30 Events like the Bhopal disaster the sale of products harmful to human health and safety and child labour especially in resource scarce settings raise fundamental issues of human dignity and ecological integrity From a legal perspective and in the context of Foreign Direct Investment by Transnational Corporations in developing countries they highlight the lacuna of a holistic international legal framework and its implementation This book embodies a critique of the complex web of public international law principles on economics human rights and the environment and their convergence or lack thereof related regional South Asian and domestic Sri Lankan legal arrangements interventions of states and non state actors towards just equitable and sustainable development It is a quest for a middle path in the multidisciplinary landscape of international law development and North South power dynamics globalization of free trade and investment and of social and environmental interests and salient aspects of the philosophical socio economic and legal fabric of South Asia viewed against the evolving controversial and elastic sphere of international relations and law where consensus has hitherto been an elusive dream **Reciprocity in**

International Law Shahrad Nasrolahi Fard, 2015-12-22 In international relations reciprocity describes an environment in which States support one another for short or long term advantage through the balancing of rights duties and interests This book examines reciprocity in the context of international law It considers the role reciprocity plays in the creation and development of international law as well as in the interpretation and application of international law The book illuminates the reciprocal framework of international law and international relations by examining the role reciprocity plays in different types of States obligations including bilateral bilateralisable multilateral non bilateralisable multilateral and obligations erga omnes The book examines how reciprocity is intertwined with the principle of equality as the rights and obligations of States are equal irrespective of size and economic or military strength and the beneficial effects of reciprocity in creating stability and cooperation amongst States **Readings in Jurisprudence and Legal Philosophy** Morris Raphael Cohen, Felix S.

Cohen, 2002 **From Violence to Peace** Alex Deagon, 2017-08-24 This book contributes to the literature on jurisprudence and theology by arguing for the role of a theoretically robust Christian theology in a legal community dominated by secular

and liberal ideology It is not a doctrinal or empirical analysis but a theoretical exposition of the way in which modern law has contingently drifted from its theological origins As a result the legal system and the ideal of individual and communal relationship it envisages is characterised by antagonism and alienation or more broadly violence The book contends that the way to restore a legal community of peace is to return to a Christian theology which is informed by Trinitarian thinking or the notion of unity in diversity and reunites faith with reason Returning reason to its ground in being allows peaceful persuasion by the revelation of God's perfect being through the Trinity and Incarnation which models and enables the peaceful coexistence of difference through self sacrificing love This in turn produces the law of love to love your neighbour as yourself Since love does no wrong to a neighbour a legal community operating by the law of love can fulfil the obligations of law by going beyond merely what is required by law and love individuals as part of a community

Who Owns Sport? Andrew Adams, Leigh Robinson, 2019-04-12 This fascinating collection of essays explores the complex economic political cultural and social claims over sport from multi disciplinary perspectives including philosophy history political science and management The book seeks to uncover some of the tensions and dilemmas wrapped up within aspects of owning sport and attempts to make sense of the place role meaning and function of sport when set against the broad notion of ownership It considers the relationships between individuals organisations and institutions and investigates the power of grassroots participants from the bottom up In presenting contemporary analyses from many viewpoints not simply the commercial it asks the reader to think of sport differently Important reading for scholars and students with an interest in sport and society sport management policy or development as well as those studying political science economics philosophy and development studies this is also a useful resource for practitioners managers and those working strategically with sport

Forthcoming Books Rose Arny, 1993 The Nature of the Judicial Process Benjamin Nathan Cardozo, 1922 The American Legal System Albert P. Melone, Allan Karnes, 2008 Firmly anchored in social science concepts the second edition of *The American Legal System* demonstrates the relationships among private law the business legal environment and public law issues as well as related subjects of interest This fifteen chapter book is divided into three parts Part I places the legal system in a political perspective centering on the origins of the law schools of jurisprudence branches and functions of law legitimacy of law how the judiciary functions in the federal system of government and judicial interpretation and decision making Part II contrasts legal processes civil suits for money damages criminal processes equity justice administrative processes and alternative dispute resolution Part III centers on the legal norms or rules governing both civil and criminal conduct property law family law contract law and government regulation of business Throughout the text features edited court opinions many new to this edition illustrating lively and thought provoking controversies that are certain to spark student interest Among the many compelling issues addressed are the legal and constitutional controversies surrounding the Bush Administration's War on Terror and the socially explosive developments concerning same sex marriage In addition each chapter includes at least

three comparative notes showing how other legal cultures in different nation states treat legal matters A wealth of pedagogical features chapter opening objectives key terms names and concepts a glossary discussion questions and appendices are included to aid student comprehension The authors have prepared an Instructor s Manual and Test Bank to facilitate the book s use in the classroom

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In a time characterized by interconnectedness and an insatiable thirst for knowledge, the captivating potential of verbal expression has emerged as a formidable force. Its power to evoke sentiments, stimulate introspection, and incite profound transformations is genuinely awe-inspiring. Within the pages of "**Nature And Process Of Law An Introduction To Legal Philosophy**," a mesmerizing literary creation penned by way of a celebrated wordsmith, readers embark on an enlightening odyssey, unraveling the intricate significance of language and its enduring impact on our lives. In this appraisal, we shall explore the book's central themes, evaluate its distinctive writing style, and gauge its pervasive influence on the hearts and minds of its readership.

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