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THE MYTHOLOGY OF MODERN LAW

**PETER
FITZPATRICK**

ROUTLEDGE


Mythology Of Modern Law

Austin Sarat



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The Mythology of Modern Law Peter Fitzpatrick, 2002-09-11 The Mythology of Modern Law is a radical reappraisal of the role of myth in modern society Peter Fitzpatrick uses the example of law as an integral category of modern social thought to challenge the claims of modernity which deny the relevance of myth to modern society *The Oxford Handbook of International Law and Development* Ruth Buchanan, Luis Eslava, Sundhya Pahuja, 2024-02-15 The Oxford Handbook of International Law and Development is a unique overview of the field of international law and development examining how normative beliefs and assumptions around development are instantiated in law and critically examining disciplinary frameworks competing agendas legal actors and institutions and alternative futures **Reading Modern Law** Ruth Margaret Buchanan, Stewart John Motha, Sundhya Pahuja, 2012 Reading Modern Law addresses the identification and elaboration of a critical methodology for reading and writing about law in modernity *Fables of the Law* Daniela Carpi, Marett Leiboff, 2016-10-24 The latest development concerning the metaphorical use of the fairy tale is the legal perspective The law had and has recourse to fairy tales in order to speak of the nomos and its subversion of the politically correct and of the various means that have been used to enforce the law Fairy tales are a fundamental tool to examine legal procedures and structures in their many failings and errors Therefore we have privileged the term fables of the law just to stress the ethical perspective they are moral parables that often speak of justice miscarried and justice sought Law and jurists are creators of fables on the view that law is born out of the facts *ex facto ius oritur* so that there is a need for narrative coherence both on the level of the case and the level of legislation or turned the other way around what does it mean if no such coherence is found This is especially of interest given the influx of all kinds of new technologies that are fabulous in themselves and hard to incorporate in traditional doctrinal schemes and thus in the construction of a new reality

The Social Contract Rediscovered Wenwei Guan, 2025-06-30 The Social Contract Rediscovered conducts a critical analysis of the historical evolution of legitimacy tracing its development from natural law to positive law and finally to post modern critiques It fills a scholarly gap by addressing the overlooked aspect of the consent process The book begins with a recap of the historical development of social contract theory It draws from a broad base of jurisprudential and social theories to think through how social contract's rise and fall forms an integral part of legitimacy's modernization process from the Enlightenment driven Industrial Revolution's global proliferation to the end of the 20th century It then integrates discussion of consensus construction at three levels private contract legitimacy national development consensus and global modern exchange mechanism in the late 20th century Rather than ask how state legitimacy is constructed in social contract theory the book asks what role an individual plays in the process of consensual legitimacy construction This individual oriented perspective calls for a jurisprudential construction of process legitimacy and consensual legitimacy's onto epistemological integrity Providing a new perspective on the social contract this book will interest scholars of private law international trade

and development law *Studies in Law, Politics, and Society* Austin Sarat, 2021-01-18 This volume brings together an interdisciplinary collection of scholars to critically examine issues around hatred and the law With chapters on different elements of the nexus between hatred and law the volume makes a key contribution to the field and is essential reading for legal scholars Unsettling the City Nicholas Blomley, 2004-06 Contemporary capitalism has produced gentrification socio spatial stratification and racial inequality In this book Nicholas Blomley shows how the concept of property helps to generate and underwrite these pervasive urban processes **Law and Religion in Public Life** Nadirsyah Hosen, Richard Mohr, 2011-04-27 With religion at centre stage in conflicts worldwide and in social ethical and geo political debates this book takes a timely look at relations between law and religion To what extent can religion play a role in secular legal systems How do peoples of various faiths live successfully by both secular laws as well as their religious laws Are there limits to freedom of religion These questions are related to legal deliberations and broader discussions around secularism multiculturalism immigration settlement and security The book is unique in bringing together leading scholars and respected religious leaders to examine legal theoretical historical and religious aspects of the most pressing social issues of our time In addressing each other s concerns the authors ensure accessibility to interdisciplinary and non specialist audiences scholars and students in social sciences human rights theology and law as well as a broader audience engaged in social political and religious affairs Five of the book s thirteen chapters address specific contemporary issues in Australia one of the most ethnically diverse countries in the world and a pioneer of multicultural policies Australia is a revealing site for contemporary studies in a world afraid of immigration and terrorism The other chapters deal with political legal and ethical issues of global significance In conclusion the editors propose increasing dialogue with and between religions Law may intervene in or guide such dialogue by defending the free exchange of religious ideas by adjudicating disputes over them or by promoting a civil society that negotiates rather than litigates **Sylvia Wynter** Katherine McKittrick, 2015-02-02 The Jamaican writer and cultural theorist Sylvia Wynter is best known for her diverse writings that pull together insights from theories in history literature science and black studies to explore race the legacy of colonialism and representations of humanness Sylvia Wynter *On Being Human as Praxis* is a critical genealogy of Wynter s work highlighting her insights on how race location and time together inform what it means to be human The contributors explore Wynter s stunning reconceptualization of the human in relation to concepts of blackness modernity urban space the Caribbean science studies migratory politics and the interconnectedness of creative and theoretical resistances The collection includes an extensive conversation between Sylvia Wynter and Katherine McKittrick that delineates Wynter s engagement with writers such as Frantz Fanon W E B DuBois and Aim C saire among others the interview also reveals the ever extending range and power of Wynter s intellectual project and elucidates her attempts to rehistoricize humanness as praxis *Intellectual Property Theory and Practice* Wenwei Guan, 2014-07-03 This book explains China s intellectual property perspective in the context of European theories through a critical

examination of intellectual property theory and practice focused on China's compliance with the Agreement on Trade Related Aspects of Intellectual Property Rights (TRIPS). The author's critical review of contemporary intellectual property philosophy suggests that justifying intellectual property protection through Locke or Hegel's property theories internalizes a theoretical paradox. Professor Wenwei Guan's treatment of intellectual property law and practice in the PRC offers new perspectives that enrich an already active field of study. This book will be a useful contribution to academic and policy discourses examining conceptual and operational dimensions of China's intellectual property protection system and the broader process of China's international engagement.

Dr Pitman B. Potter, Professor of Law, University of British Columbia, Canada, reminds us of the daunting challenge of the public-private divide in forming and reforming the TRIPS regime, how this regime has failed to address development needs and public concerns in developing countries like China, and how the TRIPS birth defect can be overcome and its evolution can be put back on the right track.

Dr Yahong Li, Associate Professor at Faculty of Law, Hong Kong University.

Mythology Of Modern Law Book Review: Unveiling the Magic of Language

In an electronic digital era where connections and knowledge reign supreme, the enchanting power of language has been apparent than ever. Its capability to stir emotions, provoke thought, and instigate transformation is actually remarkable. This extraordinary book, aptly titled "**Mythology Of Modern Law**," published by a highly acclaimed author, immerses readers in a captivating exploration of the significance of language and its profound effect on our existence. Throughout this critique, we shall delve into the book's central themes, evaluate its unique writing style, and assess its overall influence on its readership.

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