

POST — MODERN LAW

Enlightenment, Revolution and the Death of Man

A photograph of a wooden guillotine, a symbol of execution, set against a stark, solid red sky. The guillotine is made of dark wood and stands on a gravelly ground. In the background, there are dark, silhouetted trees and a fence. The overall mood is somber and evocative, reflecting the book's title and theme.

Edited by Anthony Carty

Post Modern Law Enlightenment Revolution And The Death Of Man

Deborah L. Madsen



Post Modern Law Enlightenment Revolution And The Death Of Man:

Post-modern Law Anthony Carty,1990-01-01 Just Postmodernism ,2025-02-03 The essays collected here represent the latest thinking on postmodernism in a number of key areas economics law postcolonialism literature feminism film philosophy One of the issues common to the volume is the desire to cast postmodernism in a predominantly ethical just light and the opportunities and obstacles postmodernism might place in the path of the description of and search for justice The collection highlights the most recent trends in postmodern thinking the turn away from postmodernism as mere discourse and language games to a more politically and socially engaged forum The book will be of interest to all students of contemporary cultural social and critical thought **Postmodernism: A Bibliography, 1926-1994** Deborah L.

Madsen,2023-11-20 This is the first bibliography of Postmodernism to take account of work published in all subject areas and in all languages Deborah Madsen has identified a new first occurrence of the term in 1926 preceding by more than twenty years the first occurrence documented by the Oxford English Dictionary In a chronological listing books articles notes letters and working papers on Postmodernism are described with full bibliographical details Reviews of major books are documented and full contents listings are given for special issues of journals devoted to Postmodernism An appendix includes books on Postmodernism announced for publication in 1995 This bibliography brings together in one place all secondary material published on Postmodernism All disciplines are included from anthropology to zoology architecture cultural studies dance drama feminism fiction geography history legal studies literary theory mathematics medicine music pedagogical theory philosophy photography and film poetry politics religion sociology the visual and plastic arts and others The bibliography also documents items in a range of languages other than English Chinese French German Italian Japanese Russian Slovenian Spanish and the Scandinavian languages Access to the information contained in the bibliography is made easy with a comprehensive index providing guidance according to author subject language and key words Postmodernism A Bibliography 1926 1994 is an essential reference text for anyone working in the area of contemporary culture studies

International Law and Ethics After the Critical Challenge Euan MacDonald,2011-03-05 Recasting the critical challenge to international law in positive terms this book examines what is left of international law if we accept both that apolitical rules are impossible and that the values used to justify them are irreducibly radically subjective Beginning Postmodernism Tim Woods,1999-08-20 Postmodernism has become the buzzword of contemporary society Yet it remains baffling in its variety of definitions contexts and associations Beginning Postmodernism aims to offer clear accessible and step by step introductions to postmodernism across a wide range of subjects It encourages readers to explore how the debates about postmodernism have emerged from basic philosophical and cultural ideas With its emphasis firmly on postmodernism in practice the book contains exercises and questions designed to help readers understand and reflect upon a variety of positions in the following areas of contemporary culture philosophy and cultural theory architecture and concepts

of space visual art sculpture and the design arts popular culture and music film video and television culture and the social sciences

The Cambridge Companion to Postmodernism Steven Connor, 2004-07-15 The Cambridge Companion to Postmodernism offers a comprehensive introduction to postmodernism The Companion examines the different aspects of postmodernist thought and culture that have had a significant impact on contemporary cultural production and thinking Topics discussed by experts in the field include postmodernism's relation to modernity and its significance and relevance to literature film law philosophy architecture religion and modern cultural studies The volume also includes a useful guide to further reading and a chronology This is an essential aid for students and teachers from a range of disciplines interested in postmodernism in all its incarnations Accessible and comprehensive this Companion addresses the many issues surrounding this elusive enigmatic and often controversial topic

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 Tapestry of the Law E. Attwooll, 1997 Attwooll takes Scots law as a case study because it is considered to be a hybrid between continental civilian traditions and English common law and so more representative of a broader range of legal systems and perhaps also because it was easiest to access from her base at the University of Glasgow She juxtaposes the legal system with a number of theories most contemporary of or about law and produces some tentative conclusions about legal theory rather than endorsing any particular one Law students are her primary audience but academics or practitioners of law may also find the account of interest No subject index Annotation copyrighted by Book News Inc Portland OR

Justice in the Risk Society Barbara Hudson, 2003-10-28 The book is a unique combination of criminology politics and philosophy which can be recommended Network Newsletter of the British Sociological Association Hudson's Justice in the Risk Society is stunning in the depth and breadth of its scholarship In examining the challenges the risk society presents for established conceptions of justice she compels a profound rethinking of what justice does and can mean Her analysis will frame and inspire future debate Clifford Shearing Professor Law Program Research School of Social Science Australian National University Remarkably comprehensive ambitious in its scope and morally compelling Barbara Hudson draws skilfully from a wide range of frameworks She asks fundamental questions about the nature of justice and argues for a radical rethink of liberalism She explores complex subject matter in a clear and accessible fashion This excellent book will surely reinvigorate theoretical thinking on the nature of punishment for years to come Kieran McEvoy Professor of Law and Transitional Justice School of Law Queen's University Belfast The book makes an important contribution to the development of new perspectives on justice and provides a rigorous analysis of political and ethical theories that will be highly relevant to criminology and penology students academics criminal justice practitioners and policy makers SOCLAG Legal Journal How much of a threat does society's preoccupation with risk pose to the ideal of justice Innovations in control

and in penal policy are increasingly dominated by the theme of public protection motivated by the aim of controlling risk rather than the aim of enhancing social justice In *Justice in the Risk Society* Barbara Hudson outlines traditional liberal perspectives on justice risk and security as well as addressing some key concerns including the challenges to justice the politics of risk and safety communitarian and feminist political and ethical theories how to use current theories and perspectives such as Habermas's discourse ethics and postmodern perspectives on justice how to develop new methods of re-affirming and reconstructing theories and institutions of justice The book concludes with analysis of two of the most important elements of justice for late modernity discursiveness and human rights *Justice in the Risk Society* provides theoretical analysis with a discussion of policies and arguments are illustrated by cases and examples The book reviews political and ethical theories in a way that is highly relevant and accessible to criminology and penology students practitioners and academics as well as making an original contribution to the development of new perspectives on justice

Contemporary Methods in International Legal Research Juan J Garcia Blesa, 2024-12-01 This book is a concise practical guide to some of the most relevant ways of thinking and doing international legal research today It is designed to help students and early career researchers to get acquainted with the theory and practice of a selection of non doctrinal modes of legal research that include feminist international law critical international law and TWAIL complemented with qualitative methods of empirical legal research The book also encourages a meaningful dialogue with traditional doctrinal styles of legal research The book's most innovative aspect is its practical learner centred approach which focuses on the applied learning of the modes of research presented **Bridging Divides** Eve Darian-Smith, 1999-10 This study uses the Channel Tunnel

between England and France to explore the shifting geographies of nationalism postcolonialism and legal autonomy in the formation of the European Union It looks at regional differences in feelings about Europe and at vocabulary used in discussing the Tunnel *Non-State Actors and International Law* Andrea Bianchi, 2017-03-02 The expression non state

actors has become part and parcel of the common parlance of international lawyers Together with the traditional subjects of international law such as states and international organizations non state actors play an important role in international law making law adjudication and law enforcement processes Although the subjects actors discourse takes place in a variety of contexts most of the time the relevant narrative merely describes how different actors participate in the legal process in any given area Little attention has been drawn to the theoretical discourse about non state actors and its relation to the doctrine of the subjects of international law Whether the solution lies in relativizing the subjects or rather in subjectivizing the actors remains open to doubt The constant swing of the pendulum from the normative to the descriptive mesmerizes the observer but hardly hides the struggle for determining who may legitimately and authoritatively perform legally relevant acts on the international scene International Legal Personality Fleur Johns, 2017-07-05 Who or what is entitled to act on the

international plane Where should responsibility for violations of international law lie What sort of entities are capable of

possessing international legal rights What is the status of individuals minority groups non governmental bodies international organisations and animals in the international legal order and how has their status shifted over time International Legal Personality contains fourteen articles that address these and related questions In historical and contemporary writings international lawyers grapple with the nature of legal identity and confront global distributions of authority and responsibility as they explore who or what is a person in the international legal order These essays document the emergence of an international legal order increasingly conceived in terms of patterns and probabilities rather than as the stagecraft of a small company of permanent players

Foucault's Law Ben Golder, Peter Fitzpatrick, 2009-02-26 Provocative and unorthodox this is the first book in twenty years to address Foucault's position on law Engaging with neglected texts as well as considering his relationship to other continental thinkers the authors examine the claim the law was expelled from Foucault's analysis of modernity

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

The Language of Law and Food Salvatore Mancuso, 2021-04-27 This book reconsiders the use of food metaphors and the relationship between law and food in an interdisciplinary perspective to examine how food related topics can be used to describe or identify rules norms or prescriptions of all kinds The links between law and food are as old as the concept of law Many authors have been using such links in creative ways to express specific features of law This is because the language of food and cooking offers legal thinkers and teachers mouth watering metaphors comparing rules to recipes and their combination to culinary processes This collection focuses on this relationship between law and food and takes us far beyond their mere interaction to explore different ways of using these two apparently so diverse elements to describe different phenomena of the legal reality The authors use the link between food and law to describe different aspects of the legal landscape in different areas and jurisdictions Bringing together metaphors and indirect correlations between law and food the book explores different models of approaching legal issues and considering different

legal challenges from a completely new perspective in line with the multidisciplinary approach that leads comparative legal studies today and to a certain extent revisiting and enriching it With contributions in English and French the book will be of interest to academics and researchers working in the areas of law and food law and language and comparative legal studies

WTO Jurisprudence Wenwei Guan,2020-06-04 This book offers a critical examination of the jurisprudence of the World Trade Organization WTO as an emancipatory international social contract on trade The book suggests that the WTO is an international organization built and operating on member states attribution of authority through consent with legislative administrative and adjudicative functions three functions in one triune personality With a solid constitutional continuity building on GATT experiences the WTO has successfully made governments accountable to foreign individuals in various capacities either as traders of goods providers of services or holders of intellectual property rights within the global marketplace With a triune personality the WTO operates within the reign of state primacy the force ultimately for the benefits of individuals the ends in the global marketplace and gains a soul of its own in the institutional evolution the means of the global trading regime Although the tripartite dynamics between states international institutions and individuals in the global marketplace are unprecedentedly complex the WTO s ends of benefiting individuals in the global marketplace has no end Beyond the critical analysis of WTO s decision making by consensus the book critically examines GATT s common intention treaty interpretation Antidumping s NME methodology TRIPS public health concerns and IP competition trade policy dynamics A unified WTO jurisprudence looking at the WTO as an international social contract on trade is therefore proposed to allow a fresh look at the force the means and the ends of the constitutional evolution of the global trading regime

The Natural Moral Law Owen Anderson,2012-04-30 The Natural Moral Law argues that the good can be known and that therefore the moral law which serves as a basis for human choice can be understood Proceeding historically through ancient modern and postmodern thinkers Owen Anderson studies beliefs about the good and how it is known and how such beliefs shape claims about the moral law The focal challenge is whether the skepticism of postmodern thinkers can be answered in a way that preserves knowledge claims about the good Considering the failures of modern thinkers to correctly articulate reason and the good and how postmodern thinkers are responding to these failures Anderson argues that there are identifiable patterns of thinking about what is good some of which lead to false dichotomies The book concludes with a consideration of how a moral law might look if the good is correctly identified

Objectivity in Law and Legal Reasoning Jaakko Husa,Mark Van Hoecke,2013-01-28 Legal theorists consider their discipline as an objective endeavour in line with other fields of science Objectivity in science is generally regarded as a fundamental condition informing how science should be practised and how truths may be found Objective scientists venture to uncover empirical truths about the world and ought to eliminate personal biases prior commitments and emotional involvement However legal theorists are inevitably bound up with a given legal culture Consequently their scholarly work derives at least in part from this environment and their subtle

interaction with it This book questions critically in novel ways and from various perspectives the possibilities of objectivity of legal theory in the twenty first century It transpires that legal theory is unavoidably confronted with varying conceptions of law underlying ideologies approaches to legal method argumentation and discourse etc which limit the possibilities of objectivity in law and in legal reasoning The authors of this book reveal some of these underlying notions and discuss their consequences for legal theory

Identities, Politics, and Rights Austin Sarat, Thomas R. Kearns, 2010-05-06 The subject of rights occupies a central place in liberal political thought This tradition posits that rights are entitlements of individuals by virtue of their personhood and that rights stand apart from politics that rights in fact hold at bay intrusions of state policy The essays in *Identities Politics and Rights* question these assumptions and examine how rights constitute us as subjects and are at the same time implicated in political struggles In contrast to the liberal notion of rights universality these essays emphasize the context specific nature of rights as well as their constitutive effects Recognizing that political disputes throughout the world have increasingly been cast as arguments about rights the essays in this volume examine the varied roles that rights play in political movements and contests They argue that rights talk is used by many different groups primarily because of its fluidity Certainly rights can empower individuals and protect them from their societies but they also constrain them in other areas Frequently empowerment for one group means disabling rights for another group Moreover focusing on rights can both liberate and limit the imagination of the possible By alerting us to this paradox of rights empowerment and limitation *Identities Politics and Rights* illuminates ongoing challenges to rights and reminds us that rights can both energize political engagement and provide a resource for defenders of the status quo Contributors are Richard Abel Bruce Ackerman Wendy Brown John Comaroff Drucilla Cornell Jane Gaines Thomas R Kearns Elizabeth Kiss Kirstie McClure Sally Merry Martha Minow Austin Sarat and Steven Shiffrin Austin Sarat is William Nelson Cromwell Professor of Jurisprudence and Political Science Amherst College Thomas R Kearns is William H Hastie Professor of Philosophy Amherst College

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