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Theory Of Legal Sentences

Hans Kelsen



Theory Of Legal Sentences:

A Theory of Legal Sentences Manuel Atienza, J. Ruiz Manero, 2012-12-06 Legal statements are according to the authors the most basic elements of the law Nevertheless they must be considered not only as the pieces of a puzzle but also as the components of a dynamic and highly complex reality the law of contemporary society The book presents an analysis of the different types of legal statements mandatory rules principles power conferring rules definitions permissions values and the rule of recognition from a threefold perspective that is considering their logical structure their function in legal reasoning as reasons for action and their connections with the interests and power relationships among the individuals and the social groups The result is conceived as a first step in the building of a general theory of law designed not as an isolated discourse but as a decisive element for the dynamization of the legal culture

Felix Kaufmann's Theory and Method in the Social Sciences Robert S. Cohen, Ingeborg K. Helling, 2014-05-19 This volume contains the English translation of Felix Kaufmann's 1895-1945 main work *Methodenlehre der Sozialwissenschaften* 1936 In this book Kaufmann develops a general theory of knowledge of the social sciences in his role as a cross border commuter between Husserl's phenomenology Kelsen's pure theory of law and the logical positivism of the Vienna Circle This multilayered inquiry connects the value oriented reflections of a general philosophy of science with the specificity of the methods and theories of the social sciences as opposed to abstract natural science and psychology The core focus of the study is the attempt to elucidate how and under what conditions scientific knowledge about social facts empirically justified and theoretically embedded can be obtained The empirical basis of knowledge within the social sciences forms a phenomenological concept of experience According to Kaufmann this concept of experience exhibits a complex structure Within the meaning interpretation of human action as the core of knowledge in the social sciences this structure reaches out across the isolated act of verification toward the synthesis of external and internal experiences The book opens with a detailed and useful introduction by Ingeborg K Helling which introduces the historical and theoretical background of Kaufmann's study and specifically illuminates his relation to Alfred Sch tz and John Dewey Finally it contains interviews with and letters to members of his family colleagues and students

The Theory of Legal Duties and Rights William Edward Hearn, 1883

Actions, Norms, Values Georg Meggle, 2011-04-20 No detailed description available for Actions Norms Values

Neutrality and Theory of Law Jordi Ferrer Beltrán, José Juan Moreso, Diego M. Papayannis, 2013-04-03 This book brings together twelve of the most important legal philosophers in the Anglo American and Civil Law traditions The book is a collection of the papers these philosophers presented at the Conference on Neutrality and Theory of Law held at the University of Girona in May 2010 The central question that the conference and this collection seek to answer is Can a theory of law be neutral The book covers most of the main jurisprudential debates It presents an overall discussion of the connection between law and morals and the possibility of determining the content of law without appealing to any normative argument It examines the type of project currently being

held by jurisprudential scholarship It studies the different approaches to theorizing about the nature or concept of law the role of conceptual analysis and the essential features of law Moreover it sheds some light on what can be learned from studying the non essential features of law Finally it analyzes the nature of legal statements and their truth values This book takes the reader a step further to understanding law

Logic in the Theory and Practice of Lawmaking Michał Araszkiewicz, Krzysztof Płeszka, 2015-10-05 This book presents the current state of the art regarding the application of logical tools to the problems of theory and practice of lawmaking It shows how contemporary logic may be useful in the analysis of legislation legislative drafting and legal reasoning concerning different contexts of law making Elaborations of the process of law making have variously emphasised its political social or economic aspects Yet despite strong interest in logical analyses of law questions remains about the role of logical tools in law making This volume attempts to bridge that gap or at least to narrow it drawing together some important research problems and some possible solutions as seen through the work of leading contemporary academics The volume encompasses 20 chapters written by authors from 16 countries and it presents diversified views on the understanding of logic from strict mathematical approaches to the informal argumentative ones and differentiated choices concerning the aspects of law making taken into account The book presents a broad set of perspectives insights and results into the emerging field of research devoted to the logical analysis of the area of creation of law How does logic inform lawmaking Are legal systems consistent and complete How can legal rules be represented by means of formal calculi and visualization techniques Does the structure of statutes or of legal systems resemble the structure of deductive systems What are the logical relations between the basic concepts of jurisprudence that constitute the system of law How are theories of legal interpretation relevant to the process of legislation How might the statutory text be analysed by means of contemporary computer programs These and other questions ranging from the theoretical to the immediately practical are addressed in this definitive collection

Theory of Computation (With Formal Languages) R.B. Patel, Prem Nath, 2010 This book has very simple and practical approach to make the understood the concept of automata theory and languages well There are many solved descriptive problems and objective multiple choices questions which is a unique feature of this book The multiple choice questions provide a very good platform for the readers to prepare for various competitive exams

The Theory and Practice of Private International Law Ludwig von Bar, 1892 Current Legal Theory, 1992 *General Theory of Norms* Hans Kelsen, 1991 Hans Kelsen is considered by many to be the foremost legal thinker of the twentieth century During the last decade of his life he was working on what he called a general theory of norms Published posthumously in 1979 as *Allgemeine Theorie der Normen* the book is here translated for the first time into English Kelsen develops his pure theory of law into a general theory of norms and analyzes the applicability of logic to norms to offer an original and extreme position which some have called normative irrationalism Examining the views of over 200 philosophers and legal theorists on law morality and logic and revising several of his own earlier positions Kelsen s final work is a mandatory resource for legal and

moral philosophers **A Theory of Criminal Justice** Hyman Gross,1979 Examines all the important fundamental questions of criminal liability and presents a systematic theory of criminal justice Punishment and responsibility are given fresh and comprehensive treatment *Further Contributions to the Theory and Technique of Psychoanalysis* Sándor Ferenczi,1926

Jurisdiction and Punishments of Summary Criminal Courts, with Special Reference to the Lash. Being Answers to the Home Secretary's Queries to ... Magistrates Walter Cook SPENS,1875 Decision Theory and the Legal Process Stuart S. Nagel,Marian Neef,1979 **The Theory of Thought** Noah Knowles Davis,1880 *Fundamentals of Sentencing Theory* Andrew Ashworth,Martin Wasik,1998 The Oxford Monographs On Criminal Law And Justice series aims to cover all aspects of criminal law and procedure including criminal evidence the scope of the series is wide encompassing both practical and theoretical works Series Editor Professor Andrew Ashworth Vinerian Professor of English Law All Souls College Oxford This volume is a thematic collection of essays on sentencing theory by leading writers The essays fall into three groups Part I considers the underlying justifications for the imposition of punishment by the State and examines the relationship between victims offenders and the State Part II addresses a number of areas of sentencing policy that have given rise to particular difficulty such as the sentencing of drug offenders the rationale for discounting sentences for multiple offenders the existence of special sentencing for young offenders and cases where the injury done to the victim is of a different magnitude from what might have been expected Part III raises various questions about the unequal impact on offenders of different sentencing measures and examines the extent to which sentences should be adjusted to take account of these different impacts and of broader social inequalities This volume is dedicated to Professor Andrew von Hirsch whose continuing work on sentencing theory provided the stimulus for the collection Justice of the Peace ,1901 **Justice of the Peace and Local Government Review** ,1901 *Theory and Practice of International and Internationalized Criminal Proceedings* Geert-Jan G. J. Knoops,2005 Although a number of serious crimes have been recognized and defined as international in nature most obviously genocide war crimes and crimes against humanity no universal code of procedural law can be said to govern the conduct of international criminal trials This important new books takes a giant step toward the development of such a code through an in depth analysis of actual procedure before existing international and internationalized courts the International Military Tribunal for Nuremberg and Tokyo 1945 the International Criminal Tribunal for the former Yugoslavia ICTY the International Criminal Tribunal for Rwanda ICTR the International Criminal Court ICC the Special Court for Sierra Leone SCSL and the East Timor Special Panels for Serious Crimes The author also explores and clarifies the crucial role of human rights law especially as it has evolved in the jurisprudence of the European Court of Human Rights ECHR in the field of international criminal procedural law Any professional official or academic concerned with ensuring the highest standards of international justice will find this book rewarding and useful Practitioners and policymakers in any criminal justice system will appreciate the detailed practical evaluation and guidance provided here

The Austinian Theory of Law John Austin, William Jethro Brown, 1906

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