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The Judicial Application of Law

Edited by

Zenon Bankowski and Neil MacCormick



Springer-Science+Business Media, B.V.

The Judicial Application Of Law

Charles Neate

The Judicial Application Of Law:

The Judicial Application of Law Jerzy Wróblewski, 2013-06-29 This is the English version of Jerzy Wróblewski's major work in Polish *S dowe Stosowania Prawa* translated in his own preferred terms as *The Judicial Application of Law* The present translation arose out of a visit by the author to Scotland in 1989 In that year the Carnegie Trust for the Universities of Scotland made it possible for Jerzy Wróblewski to spend six months as a Carnegie Fellow in the Centre for Criminology and the Social and Philosophical Study of Law at the University of Edinburgh During that time he took a notably active part in the intellectual life of the Centre and the Faculty of Law He gave freely of his time in teaching and advising students and also produced a series of original articles on topics connected with legal reasoning and law and computers His major task while he was here however was to prepare a translation of *S dowe Stosowania Prawa* and this he accomplished to the extent of completing a preliminary draft Zenon Bankowski and Neil MacCormick were to help him in improving this linguistically and preparing the final text for publication Wróblewski warned us having finished his draft with great labour that the greater labour would be in the polishing of it For we would have as he joked to translate my English into English And certainly we found it extremely time consuming so as to defy completion during his stay in Edinburgh

Judicial Application of European Union Law in post-Communist Countries Dr Tatjana Evas, 2012-12-28 This book discusses how the plurality of legal norms operating in the European Union can be balanced to produce a functioning sustainable and legitimate legal system Presenting a conceptual framework for assessing and comparing transformations of national judicial systems in the context of EU membership the book contributes to the EU legal theoretical debate on the relationship between authority and coherence The author develops an original analytical framework of coherence to assess the application of EU law by national courts and uses interdisciplinary scientific methods and research design that combine legal doctrinal and social science methodology to the study of classical legal questions Providing an extensive database of 2004-2009 national judgments of national courts in Latvia and Estonia the book offers an extensive comparative review of the jurisprudence of constitutional and supreme courts as well as providing insight into the jurisprudence of ordinary national courts It will appeal to legal scholars and political scientists studying courts and jurisprudence

Carl Schmitt Michael Salter, 2012-08-06 There continues to be a remarkable revival in academic interest in Carl Schmitt's thought within politics and social theory but this is the first book to address his thought from an explicitly legal theoretical perspective Transcending the prevailing one sided and purely historical focus on Schmitt's significance for debates that took place in the Weimar Republic 1919-1933 this book addresses the actual and potential significance of Schmitt's thought for controversies within contemporary Anglo American legal theory that have emerged during the past three decades These include the critique of liberal forms of legal positivism the relative indeterminacy of legal doctrine and the need for an explicitly interpretative approach to its range of meanings their scope and policy rationale the centrality of discretion and judicial law making within the legal process the important

role played by ideological prejudices and assumptions in legal reasoning the reinterpretation of law as a form of strategically disguised politics the legal theoretical critique of universalistic approaches to human rights and associated liberal cosmopolitan ideologies of humanity including the rhetoric of humanitarian intervention and the limitations of liberal constitutionalism and liberalism more generally as an approach to law In Carl Schmitt Law as Politics Ideology and Strategic Myth the author provides an overview and assessment of Schmitt's thought as well as a consideration of its relevance for contemporary legal thought and debates *Research Handbook on Judging and the Judiciary* Sophie Turenne, Mohamed Moussa, 2025-10-07 In this timely Research Handbook leading legal and socio legal scholars join forces with political scientists to discuss court adjudication in common and civil law systems It includes studies of topical problems and debates in judicial studies and examines the institutional framework within which judges operate *Social Psychology* Paul A. M. Van Lange, E. Tory Higgins, Arie W. Kruglanski, 2022-04-21 This definitive work now extensively revised with virtually all new chapters has introduced generations of researchers to the psychological processes that underlie social behavior What sets the book apart is its unique focus on the basic principles that guide theory building and research Since work in the field increasingly transcends such boundaries as biological versus cultural or cognitive versus motivational systems the third edition has a new organizational framework Leading scholars identify and explain the principles that govern intrapersonal interpersonal intragroup and intergroup processes in chapters that range over multiple levels of analysis The book's concluding section illustrates how social psychology principles come into play in specific contexts including politics organizational life the legal arena sports and negotiation New to This Edition Most of the book is entirely new Stronger emphasis on the contextual factors that influence how and why the basic principles work as they do Incorporates up to date findings and promising research programs Integrates key advances in such areas as evolutionary theory and neuroscience

[The Convention Manual for the Sixth New York State Constitutional Convention 1894](#) ,1894 **Civil Judgments at First Instance** Zhixun Cao, 2025-02-19 This book provides an in depth discussion and introduction to Chinese civil procedure from both a theoretical and practical perspectives as well as a comparative study of its relevant systems with those of the West The subject matter of this book is Chinese civil judgments Judgments as the final judicial product which affects the legal relationship between both parties or even multiple parties provide a desirable objects to observe and evaluate the service of judicial proceedings and the protection of the parties procedural rights And since judgments are in most cases regarded as the default termination of any civil litigation there is no need to argue for a comparative study on this topic which has already inspired Chinese doctrines and newest reforms One of the aims of such research is to modernize Chinese civil justice considering the experience of leading legal counterparts Next to the theoretical analysis this book introduces empirical data in China to the English literature which could provide a vivid illustration for legal researchers to be better informed about the Chinese legal system and its real version of rule of law In other words this book likes to describe the real judicial practice

in China and summarize how Chinese lawyers understand and facilitate the production of civil judgments Moreover this book intends to focus on the adjudicative techniques in the civil litigation which should constitute the mutual basis of most civil justice Even there is no well developed theory under the name of Adjudicate Techniques in some jurisdictions it is not uncommon to discover some principles methods institutions and practical operation which is functionally and substantially comparable to the ones in other civil justice systems *Political Power and Democratic Control in Britain* Stuart Weir,David Beetham,1999 Democratic Institutions and Practices is the second study carried out under the Democratic Audit of the UK This volume explores the formal institutions and processes of the liberal democratic state including the executive elections parliament and the civil service **Taking Law Seriously** James Goudkamp,Mark Lunney,Leighton McDonald,2022-01-27

This book celebrates the scholarship of Peter Cane The significance and scale of his contributions to the discipline of law over the last half century cannot be overstated In an era of increasing specialisation Cane stands out on account of the unusually broad scope of his interests which extend to both private and public law in equal measure This substantive breadth is combined with remarkable doctrinal historical comparative and theoretical depth This book is written by admirers of Cane s work and the essays probe a wide range of issues especially in administrative law and tort law Consistently with the international prominence that Cane s research has enjoyed the contributors are drawn from across the common law world The volume will be of value to anyone who is interested in Cane s towering contributions to legal scholarship and administrative law and tort law more generally *The Procedure and Law of Surrogates' Courts of the State of New York* Willis Edgar Heaton,1987

Ohio Law Bulletin ,1897 **Manual, with Rules and Orders, for the Use of the General Assembly of the State of Rhode Island** Rhode Island. Department of State,1880 Vols for 1867 68 include section with special t p Civil government of Rhode Island *The Yale Law Journal* ,1894 **Progress** ,1900 *The Central Law Journal* ,1878 Vols 64 96 include Central law journal s international law list **The Science of Legislation ...: Legislative procedure.-[2] Legislative assemblies.-[3] Legislative principles.-[4] Legislative problems** Robert Luce,1922 *The Law Magazine and Review* ,1873 **American Orations: V. The anti-slavery struggle** Alexander Johnston,James Albert Woodburn,1896 *The dictionary of English history* ,ed. by S. J. Low and F. S. Pulling English history,1897 **Relations of Law and Equity as Affected by the Statute of Uses** Charles Neate,1873

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