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Conflicts, Cooperation, and Transnational Legal Theory

Nicole Roushan

Authorities Conflicts Cooperation And Transnational Legal Theory

Caroline E. Foster

Authorities Conflicts Cooperation And Transnational Legal Theory:

Authorities Nicole Roughan, 2013-09 The interaction between state transnational and international law is overlapping and often conflicting Yet despite this messiness and multiplicity law still creates obligations for its subjects Despite its plurality law still claims some kind of authority The implications of this plurality of law can be troubling It generates uncertainty for law users over which law they are bound by or for law makers over the limits of their authority Thus the practical problem is not plurality of law in itself rather confusion over law's authority in such pluralist circumstances Roughan argues that understanding authority in such pluralist circumstances requires a new conception of relative authority This book seeks to provide the theoretical tools needed to bring the disciplines examining legal and constitutional pluralism into more direct engagement with theories of authority by examining the one practice in which they are all interested the practice of public authority

Meta-theory of Law Mathieu Carpentier, 2022-08-24 This book is devoted to the theory of legal theory also referred to as the meta theory of law The aim of this emerging discipline is to determine the objectives aims and methods of legal theory and to establish the conditions of possibility as well as the validity criteria for theoretical discourse on law The contributions in this book provide an overview of these aspects through different perspectives and approaches The very purpose of legal theory has been disputed and the subject area is currently subject to increasing cross fertilization between different and sometimes diverging traditions Meta theory of Law assesses these emerging trends by questioning two basic objects of legal theory the nature and the science of law

Technocracy and the Law Alessandra Arcuri, Florin Coman-Kund, 2021-05-27 Technocratic law and governance is under fire Not only populist movements have challenged experts NGOs public intellectuals and some academics have also criticized the too close relation between experts and power While the amount of power gained by experts may be contested it is unlikely and arguably undesirable that experts will cease to play an influential role in contemporary regulatory regimes This book focuses on whether and how experts involved in policymaking can and should be held accountable The book divided into four parts combines theoretical analysis with a wide variety of case studies expounding the challenges of holding experts accountable in a multilevel setting Part I offers new perspectives on accountability of experts including a critical comparison between accountability and a virtue ethical framework for experts a reconceptualization of accountability through the rule of law prism and a discussion of different ways to operationalize expert accountability Parts I IV organized around in depth case studies shed light on the accountability of experts in three high profile areas for technocratic governance in a European and global context economic and financial governance environmental health and safety governance and the governance of digitization and data protection By offering fresh insights into the manifold aspects of technocratic decisionmaking and suggesting new avenues for rethinking expert accountability within multilevel governance this book will be of great value not only to students and scholars in international and EU law political science public administration science and technology studies but also to

professionals working within EU institutions and international organizations **Global Regulatory Standards in Environmental and Health Disputes** Caroline E. Foster,2021 This book explores the role played by international courts and tribunals in the development of global regulatory standards Focusing on regulatory coherence due regard for the rights of others and due diligence in the prevention of harm the book considers how such standards represent a new relationship between domestic and international law **European Constitutional Imaginaries** Jan Komárek,2023 What does it mean to say that the European Union has a constitution theoretically but more importantly practically What sort of possibilities such assertion opens for various actors politicians legal professionals or the general public And what is the role of constitutional thinkers in establishing constitutional discourse as the dominant way in which European law is or was conceived after 1989 This volume seeks to answer such questions with a special emphasis on the last one European Constitutional Imaginaries are the central focus of the book These are sets of ideas and beliefs that help to motivate and at the same time justify the practice of government and collective self rule established by the constitution written or unwritten Such imaginaries are as important as institutions and office holders They provide political action with an overarching sense and purpose recognized by those governed as legitimate The book brings together reflections by lawyers philosophers sociologists or political economists who shed light on various constitutional imaginaries of Europe They provide critical intellectual histories of particular legal approaches to European integration and look behind the language of law to reach deeper insights into the contested history and political economy of Europe They ask us to think about European law differently **Concepts of Law** Lukas Heckendorf Urscheler,2016-05-23 Debates surrounding the concept of law are not new For a wide variety of reasons and in a wide variety of ways the meaning of law has long been an important part of Western thought both within legal scholarship and beyond The contributors to Concepts of Law are international experts from the fields of comparative law legal philosophy and the social sciences Combining theoretical analyses with case studies they explore various legal concepts and contexts from diverse national and disciplinary perspectives Legal and normative pluralism is a theme throughout Some chapters discuss the development of state law and legal systems Others wrestle with law's rhetoric and the potential utility of alternative vocabularies e.g. governance and governmentality Others reveal the rich polyjurality of the present from the local to the global The result is a rich picture of both present scholarship on laws and norms and the state of contemporary legal complexity each crossing traditional boundaries **New Constitutional Horizons** Cormac Mac Amhlaigh,2022 This book examines the conceptual puzzles that multilevel pluralism poses for our constitutional theories It offers fresh perspectives by addressing the pluralism of norms and authorities from the viewpoint of legality and legitimacy proposing novel solutions for pluralizing constitutional theory in the light of multilevel governance **Philosophical Foundations of Private International Law** Roxana Banu, Michael S. Green, Ralf Michaels,2024 This book analyses transnational legal questions philosophically to show that the analytical structure and the techniques of private

international law have their own legal and moral philosophical foundation **Transnational Legal Practice** Ivo G. Caytas,1992 **In Pursuit of Pluralist Jurisprudence** Nicole Roughan,Andrew Halpin,2017-09-14 The pluralist turn in jurisprudence has led to a search for new ways of thinking about law The relationships between state law and other legal orders such as international customary transnational or indigenous law are particularly significant in this development Collecting together new work by leading scholars in the field this volume considers the basic questions about what would be an appropriate theoretical response to this shift how precisely is it to be undertaken Is it called for by developments in legal practice or are these adequately addressed by current legal theory What normative challenges are raised and what fresh promises might the pluralist turn hold What distinctive insights can it offer for theorising about law This book presents a rich variety of resources drawn from a number of theoretical approaches and demonstrates how they might be brought together to generate an increasingly important pluralist jurisprudence **Authority in Transnational Legal Theory** Roger Cotterrell,Maksymilian Del Mar,2016-09-30 The increasing transnationalisation of regulation and social life more generally challenges the basic concepts of legal and political theory today One of the key concepts being so challenged is authority This discerning book offers a plenitude of resources and suggestions for meeting that challenge **Annotated Leading Cases of International Criminal Tribunals** André Klip,Göran Sluiter,1999 The Series Annotated Leading Cases of International Criminal Tribunals provides the reader with the full text of the most important decisions including concurring separate and dissenting opinions Distinguished experts in the field of international crim **Undergraduate and Graduate Studies** University of South Carolina,1975 *An Introduction to the Study of Comparative Law* Indian Law Institute,Rahmatulla Khan,1971 **Sociological Abstracts** Leo P. Chall,2004 CSA Sociological Abstracts abstracts and indexes the international literature in sociology and related disciplines in the social and behavioral sciences The database provides abstracts of journal articles and citations to book reviews drawn from over 1 800 serials publications and also provides abstracts of books book chapters dissertations and conference papers **EUI Review** ,2000 **Yearbook of International Organizations 2014-2015 (Volume 4)** Union Of International Associations,Union of International Associations,2014-09-17 The Yearbook of International Organizations provides the most extensive coverage of non profit international organizations currently available Detailed profiles of international non governmental and intergovernmental organizations IGO collected and documented by the Union of International Associations can be found here In addition to the history aims and acitvities of international organizations with their events publications and contact details the volumes of the Yearbook include networks between associations biographies of key people involved and extensive statistical data Providing both an international organizations and research bibliography Volume 4 cites over 46 000 publications and information resources supplied by international organizations and provides nearly 18 000 research citations under 40 subject headings This volume also includes a research bibliography on international organizations and transnational associations **Encyclopedia of World Problems and Human Potential**

Union of International Associations,1991 A sourcebook of information on over 13 000 recognized world problems their perceived interconnections and the organizational human resources available to analyze challenge and respond to them The problems have been compiled from governmental and non governmental sources *The New World Information Order*,1979 Papers developed out of presentations at the November 1978 Internatinal Law Weekend in New York City sponsored by the American Branch of the International Law Association the American Foreign Law Association and the Association of the Bar of the City of New York Index to Legal Periodicals Eldon Revare James,1976

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