

Strategy or Principle?

The Chinese, Western
Regulators and Taxation



by John R. McDermott

Strategy Or Principle The Choice Between Regulation And Taxation

Daryl J. Levinson



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Strategy Or Principle? Mark Kelman,1999 Should governments use regulations to force private parties to provide public goods or should taxes support the direct provision of public services Politics, Taxation, and the Rule of Law Donald P. Rader, Richard E. Wagner,2012-12-06 Public Interest Institute began operations in 1992 as Iowa's only state level independent research organization As a public policy research organization our four principal goals are to become an information and analysis resource for all Iowans provide local state and national policy makers with a rigorous objective and understandable analysis of specific policy initiatives identify practical alternatives for action on critical issues and provide a forum for policy makers and individuals to share ideas and concerns The Institute promotes the importance of a free enterprise economic system and its relationship to a free and democratic society It seeks to support the proper role of a limited government in a society based upon individual freedom and liberty Concerned citizens are challenged to become better informed about public issues for ideas have consequences and involved individuals can make a difference Following the general treatment of how to achieve these ideals contained in LIMITING LEVIATHAN we have continued our series of books designed to examine the topics raised there in greater depth In FEDERALIST GOVERNMENT IN PRINCIPLE AND PRACTICE we developed the ways in which dividing governmental power between levels such as national and state can help citizens preserve their freedoms In this volume we develop the ways in which property rights do the same

Proportionality and Judicial Activism Niels Petersen,2017-03-02 This book uses empirical analysis to show that courts refrain from using the proportionality test as a means of judicial activism Cross-border Human Resources, Labor and Employment Issues Andrew P. Morriss, Samuel Estreicher,2005-01-01 This important theme was the focus of New York University's 54th Annual Conference on Labor and Employment Law This highly significant book reprints the papers presented at the 54th Conference with several additional papers In its pages more than 40 noted labor and employment experts from a diverse range of countries and disciplines offer penetrating analyses of developments and trends in such areas as the following Regulation of immigrant labor legal issues facing undocumented workers labor markets in border regions guest worker programs extraterritorial applications of U S The Elgar Companion to Public Economics Attiat F. Ott, Richard J. Cebula,2006-01-01 Attiat Ott and Richard Cebula have recognised the need to present in an accessible and straightforward way the voluminous literature in the public economics arena Advances in econometric techniques and the spillover of knowledge from other disciplines made it difficult not only for students but also for lecturers to accurately find the information they need This major Companion addresses a wealth of topics common to the study of both public economics and public choice including questions such as How does one structure the whole spectrum of public finance in a manageable framework What is Wagner's Law really about and what does empirical testing tell us How binding is the budget constraint How encompassing is a dictator's interest How do veto powers of the executive institutional structures and regimes affect

public sector outcomes Do voters behave rationally Do conflicts yield benefits Is war cost effective and does secession offer a viable exit option The contributions both theoretical and empirical shed light on some contentious issues in the public economics literature and provide readers with insight into issues that are at the forefront of discussions about the public economy The empirical analysis utilizes recent econometric techniques to validate or refute empirical findings based on older vintage econometrics The diversity of coverage ranges from traditional models of the public economy to the incorporation of defence spending as a significant and often neglected function of the public sector The contributors include many pioneers and leading lights in the field The Elgar Companion to Public Economics will be required reading for academics and scholars at many levels in the fields of public economics and public choice but mainly graduate and above The Companion will also be of value to scholars in the wider social sciences in general and political science in particular

Injustice in Person Rabeea Assy, 2015-06-04 In common law jurisdictions litigants are free to choose whether to procure legal representation or litigate in person There is no formal requirement that civil litigants obtain legal representation and the court has no power to impose it on them regardless of whether the litigant has the financial means to hire a lawyer or is capable of conducting litigation effectively Self representation is considered indispensable even in circumstances of extreme abuse of process such as in vexatious litigation Intriguingly although self representation is regarded as sacrosanct in common law jurisdictions most civil law systems take a diametrically opposite view and impose obligations of legal representation as a condition for conducting civil litigation except in low value claims courts or specific tribunals This disparity presents a conundrum in comparative law an unfettered freedom to proceed in person is afforded in those legal systems that are more reliant on the litigants professional skills and whose rules of procedure and evidence are more formal complex and adversarial whereas legal representation tends to be made obligatory in systems that are judge based and offer more flexible and informal procedures which would seem intuitively to be more conducive to self representation In Injustice in Person The Right to Self Representation Rabeea Assy assesses the theoretical value of self representation and challenges the conventional wisdom that this should be a fundamental right With a fresh perspective Assy develops a novel justification for mandatory legal representation exploring a number of issues such as the requirements placed by the liberal commitment to personal autonomy on the civil justice system the utility of plain English projects and the extent to which they render the law accessible to lay people and the idea that a high degree of litigant control over the proceedings enhances litigants subjective perceptions of procedural fairness On a practical level the book discusses the question of mandatory representation against the case law of English and American courts and also that of the European Court of Human Rights the International Criminal Tribunal for the former Yugoslavia and the Human Rights Committee

We are Better Than this Edward D. Kleinbard, 2015 A book which examines how government which is to say all of us acting collectively can make our country healthier wealthier and happier if we put government to useful work in those areas where it most productively complements

our private markets Provided by publisher

Research Handbook on the Economics of Labor and Employment Law Michael L. Wachter, Cynthia L. Estlund, 2012-01-01 Wachter and Estlund have assembled a feast on the economic analysis of issues in labor and employment law for scholars and policy makers The volume begins with foundational discussions of the economic analysis of the individual employment relationship and collective bargaining It then progresses to discussions of the theoretical and empirical work on a wide range of important labor and employment law topics including union organizing and employee choice the impact of unions on firm and economic performance the impact of unions on the enforcement of legal rights just cause for dismissal covenants not to compete and employment discrimination Anyone who wants to study what economists have to say on these topics would do well to begin with this collection Kenneth G Dau Schmidt Indiana University Bloomington School of Law US This Research Handbook assembles the original work of leading legal and economic scholars working in a variety of traditions and methodologies on the economic analysis of labor and employment law In addition to surveying the current state of the art on the economics of labor markets and employment relations the volume s 16 chapters assess aspects of traditional labor law and union organizing the law governing the employment contract and termination of employment employment discrimination and other employer mandates restrictions on employee mobility and the forum and remedies for labor and employment claims Comprising a variety of approaches the Research Handbook on the Economics of Labor and Employment Law will appeal to legal scholars in labor and employment law industrial relations scholars and labor economists

Nussbaum and Law Robin West, 2017-07-05 The essays collected in this volume reflect the profound impact of Martha Nussbaum s philosophical writings on law and legal scholarship The capabilities approach that she has largely authored has influenced the approach scholars take to the law of disabilities both in the United States and in Canada as well as to international human rights and to domestic private law s protections of vulnerable populations Her analyses of the relationship between our emotions and our thought and action has triggered a re assessment of the legal regulation and recognition of emotion in a range of fields most particularly in the field of criminal law and her writing on the nature of dignity has informed an understanding of the emerging civil rights of gay and lesbian citizens worldwide Our appreciation of the role of narrative in legal thought and discourse and the contributions of literature to law and legal culture have also been broadened and deepened by her contributions Taken together and including the introduction by the editor the essays collected in this volume demonstrate the far reaching impact of Nussbaum s philosophical oeuvre

Law for Leviathan Daryl J. Levinson, 2024 The state makes law But the state is also subject to law in two realms international law and constitutional law But how in the international realm can law be enforced against powerful states in the absence of a super state standing above them How far can moral and legal frameworks developed around ordinary persons be extended to apply to personified Leviathans The book argues that these kinds of questions are equally applicable to the second major regime of law for states constitutional law By assimilating constitutional and

international law as parallel projects of imposing law upon the state this book brings focus to the concept of law for Leviathan as a distinctive legal form

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