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An Invitation



Social Power And Legal Culture

Alberto Febbrajo



Social Power And Legal Culture:

Social Power and Legal Culture Melissa Ann Macauley, 1998 Asserting that litigation in late imperial China was a form of documentary warfare this book offers a social analysis of the men who composed legal documents Litigation masters emerge as central players in many of the most scandalous cases in 18th and 19th century China □ Melissa Macauley, Social power and legal culture, 2000 Law, Legal Culture and Society Alberto Febbrajo, 2018-07-04 This volume addresses the pluralistic identity of the legal order It argues that the mutual reflexivity of the different ways society perceives law and law perceives society eclipses the unique formal identity of written law It advances a distinctive approach to the plural ways in which legal cultures work in a modern society through the metaphor of the mirror As a mirror of society it distinguishes between the structure and function of legal culture within the legal system and the external representation of law in society This duality is further problematized in relation to the increasing transnationalisation of law Based on a multi level interpretation of the concept of legal culture the work is divided into three parts the first addresses the mutual reflections of social and legal norms that support a pluralist representation of internal legal cultures the second concentrates on the external legal cultures that constantly enable pragmatic adjustments of the legal order to its social environment and the third concludes the book with a theoretical discussion of the issues presented **Comparing Legal Cultures** David

Nelken, 2017-03-02 This volume cross examines mainstream approaches to studying legal culture e g those of Friedman and Blankenburg It includes debates over the concept of legal culture and a variety of case studies of different legal cultures

Law and Custom in Korea Marie Seong-Hak Kim, 2012-08-27 This book sets forth the evolution of Korea's law and legal system from the Chosŏn dynasty through the colonial and postcolonial modern periods This is the first book in English that comprehensively studies Korean legal history in comparison with European legal history with particular emphasis on customary law Korea's passage to Romano German civil law under Japanese rule marked a drastic departure from its indigenous legal tradition The transplantation of modern civil law in Korea was facilitated by Japanese colonial jurists who created a Korean customary law this constructed customary law served as an intermediary regime between tradition and the demands of modern law The transformation of Korean law by the forces of Westernisation points to new interpretations of colonial history and presents an intriguing case for investigating the spread of law on a global level In depth discussions of French customary law and Japanese legal history also provide a solid conceptual framework suitable for comparing European and East Asian legal traditions **Constitutionalism versus legalism?** Eugene E. Dais, Stig Jørgensen, Alice Erh-Soon

Tay, 1991 Content Sprache Recht und Rechtsverbindlichkeit R Fukawa An Analysis of the a e Rules of Recognition Statement u W Krawietz What does it mean to follow an a e Institutionalised Legal Rule u N MacCormick Citizens Legal Reasoning and its Importance for Jurisprudence u Y Morigiwa Hart's Theories of Language and Law u R Tuomela Supervenience Collective Action and Kelsen's Organ Theory u Recht und politische Kultur G Haney Recht als Form von Kultur u A Kojder

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The Laws and Economics of Confucianism Taisu Zhang, 2017-10-12 Zhang argues that property institutions in preindustrial China and England were a cause of China's lagging development in preindustrial times **Cultures of Legality** Javier Couso, Alexandra Huneus, Rachel Sieder, 2010-04-30 Ideas about law are undergoing dramatic change in Latin America The consolidation of democracy as the predominant form of government and the proliferation of transnational legal instruments have ushered in an era of new legal conceptions and practices Law has become a core focus of political

movements and policy making This volume explores the changing legal ideas and practices that accompany cause and are a consequence of the judicialization of politics in Latin America It is the product of a three year international research effort sponsored by the Law and Society Association the Latin American Studies Association and the Ford Foundation that gathered leading and emerging scholars of Latin American courts from across disciplines and across continents

China's Last Empire William T. Rowe, 2012-09-10 In a brisk revisionist history William Rowe challenges the standard narrative of Qing China as a decadent inward looking state that failed to keep pace with the modern West This original thought provoking history of China s last empire is a must read for understanding the challenges facing China today

Chinese Law Li Chen, Madeleine Zelin, 2015-01-27 The twelve case studies in Chinese Law Knowledge Practice and Transformation 1530s to 1950s edited by Li Chen and Madeleine Zelin open a new window onto the historical foundation and transformation of Chinese law and legal culture in late imperial and modern China Their interdisciplinary analyses provide valuable insights into the multiple roles of law and legal knowledge in structuring social relations property rights popular culture imperial governance and ideas of modernity they also provide insight into the roles of law and legal knowledge in giving form to an emerging revolutionary ideology and to policies that continue to affect China to the present day

Legal Culture, Sociopolitical Origins and Professional Careers of Judges in Mexico Azul A. Aguiar Aguilar, 2024-04-08 This book explores the careers professional trajectories and legal cultures of judges in the federal judiciary in Mexico So far there has been limited research on internal factors contributing to the understanding of judicial power dynamics in Mexico and other Latin American countries at large this Work fills an important gap in the literature through its empirical investigation of internal legal cultures and judicial norms offering new data measurement strategies and insights into the interactions between law politics norms legal culture s as well as judicial behavior Utilising an original survey the chapters analyse judicial conceptualizations of role norms legal cultures proclivities for judicial activism and judicial behavior In so doing this book contributes to understanding of underlying key internal factors of judicial activism or restraint in turn moving forward the debate that seeks to explain judicial behavior reliant on internal and ideational perspectives Complementing limited but existing studies of judicial politics in Mexico through its analysis of judges beyond those that sit at the Supreme Court this book will be of particular interest to Latin American judicial politics scholars due to its focus on the judicial power from internal perspectives as well as sub national judges filling a void in the literature vis vis the study of courts in Latin America This Work was originally written in Spanish and the translation was done with the help of artificial intelligence A subsequent human revision was done primarily in terms of content

Land of Strangers Eric Schluessel, 2020-10-20 At the close of the nineteenth century near the end of the Qing empire Confucian revivalists from central China gained control of the Muslim majority region of Xinjiang or East Turkestan There they undertook a program to transform Turkic speaking Muslims into Chinese speaking Confucians seeking to bind this population and their homeland to the Chinese cultural and political realm

Instead of assimilation divisions between communities only deepened resulting in a profound estrangement that continues to this day In *Land of Strangers* Eric Schluessel explores this encounter between Chinese power and a Muslim society through the struggles of ordinary people in the oasis of Turpan He follows the stories of families divided by war women desperate to survive children unsure where they belong and many others to reveal the human consequences of a bloody conflict and the more insidious violence of reconstruction Schluessel traces the emergence of new struggles around essential questions of identity showing how religious and linguistic differences converged into ethnic labels Reading across local archives and manuscript accounts in the Chinese and Chaghatay languages he recasts the attempted transformation of Xinjiang as a distinctly Chinese form of colonialism At a time when understanding the roots of the modern relationship between Uyghurs and China has taken on new urgency *Land of Strangers* illuminates a crucial moment of social and cultural change in this dark period of Xinjiang's past

The Ideological Foundations of Qing Taxation Taisu Zhang, 2023-02-09 This survey of the fiscal history of China's last imperial dynasty explains why its ability to tax was unusually weak It argues that the answer lies in the internal ideological worldviews of the political elite rather than in external political or economic constraints

The New Entrepreneurs Jon Kraszewski, 2011-02-01 According to the sociologist C Wright Mills in his 1951 book *White Collar The American Middle Classes* the new entrepreneur was a lone wolf able to succeed in post World War II corporate America by elusively meandering through various institutions During this time anthology writers such as Rod Serling Reginald Rose and Paddy Chayefsky achieved a level of creativity that has rarely been equaled on television since Yet despite their success anthology writers still needed to evade the constraints and censorship of 50s television in order to stay true to their creative powers and political visions Thus they worked as new entrepreneurs who adapted their more controversial scripts for the Hollywood Broadway and book publishing industries Even after the television networks cancelled their prestigious anthology series at the end of the 50s the most resilient writers were able to redefine what it meant to be entrepreneurs by launching cutting edge shows such as *The Twilight Zone* and *The Defenders* that are still popular today *The New Entrepreneurs* includes detailed textual analysis of legendary sometimes hard to find television anthology scripts that have received only cursory glances in television history until now Ebook Edition Note All images have been redacted

China, Democracy, and Law, 2021-12-06 This landmark volume deals with such essential questions as What points of departure or resources can be identified in Chinese history and culture for what we call democracy What are and have been their potential for development in a modern China confronted with powerful Western influences Are there any connections between imperial China's strong legal tradition and the PRC's current endeavour to restore the rule of law in a context of legal globalization in which China itself is an important participant How serious or superficial should the political opening which started in the 1980s be regarded and the discourse on human rights currently heard in official circles And finally how relevant is Taiwan's experiment with democratic institutions In this rich and inspiring volume foremost French scholars

carefully clarify the process of political and legal change convincingly showing that these questions cannot be answered without a proper understanding of centuries of Chinese juridical philosophical religious and political thought *Ouvrage publié avec le soutien du Centre national du livre* Published with financial support by the Centre national du livre

Adapting Legal Cultures David Nelken, Johannes Feest, 2001-11-07 This exciting collection looks at the theory and practice of legal borrowing and adaptation in different areas of the world Europe the USA and Latin America S E Asia and Japan Many of the contributors focus on fundamental theoretical issues What are legal transplants What is the role of the state in producing socio legal change What are the conditions of successful legal transfers How is globalisation changing these conditions Such problems are also discussed with reference to substantive and specific case studies When and why did Japanese rules of product liability come into line with those of the EU and the USA How and why did judicial review come late to the legal systems of Holland and Scandinavia Why is the present wave of USA influenced legal reforms in Latin America apparently having more success than the previous round How does competition between the legal and accountancy professions affect patterns of bankruptcy The chapters in this volume which include a comprehensive theoretical introduction offer a range of valuable insights even if they also show that the

State and Family in China Yue Du, 2021-11-11 Examines the intersection of politics and intergenerational family relations in China from the Qing period to 1949

Women, Land and Justice in Tanzania Helen Dancer, 2015 Recent decades have seen a wave of land law reforms across Africa in the context of a land rush and land grabbing But how has this been enacted on the ground and in particular how have women experienced this This book seeks to re orientate current debates on women's land rights towards a focus on the law in action Centring on cases involving women litigants the book considers the extent to which women are realising their interests in land through land courts and follows the progression of women's claims to land from their social origins through processes of dispute resolution to judgment Unedited summary from book cover

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