

# THE Enforcement of Morals

PATRICK DEVLIN

# The Enforcement Of Morals

**Philip Selznick**



## **The Enforcement Of Morals:**

**Law, Liberty, and Morality** H. L. A. Hart, Herbert Lionel Adolphus Hart, 1963 This incisive book deals with the use of the criminal law to enforce morality in particular sexual morality a subject of particular interest and importance since the publication of the Wolfenden Report in 1957 Professor Hart first considers John Stuart Mill's famous declaration The only purpose for which power can be rightfully exercised over any member of a civilized community is to prevent harm to others During the last hundred years this doctrine has twice been sharply challenged by two great lawyers Sir James Fitzjames Stephen the great Victorian judge and historian of the common law and Lord Devlin who both argue that the use of the criminal law to enforce morality is justified The author examines their arguments in some detail and sets out to demonstrate that they fail to recognize distinction of vital importance for legal and political theory and that they espouse a conception of the function of legal punishment that few would now share

**Philosophy of Law** Larry May, Jeff Brown, 2009-05-18  
Philosophy of Law provides a rich overview of the diverse theoretical justifications for our legal rules systems and practices Utilizes the work of both classical and contemporary philosophers to illuminate the relationship between law and morality Introduces students to the philosophical underpinnings of International Law and its increasing importance as we face globalization Features concrete examples in the form of cases significant to the evolution of law Contrasts Anglo American law with foreign institutions and practices such as those in China Japan India Ireland and Canada Incorporates diverse perspectives on the philosophy of law ranging from canonical material to feminist theory critical theory postmodernism and critical race theory

Essays in Legal Philosophy Robert S. Summers, 1976-01-01

*Regulating Morality* Hans Krabbendam, H.-M. T. D. ten Napel, 2000 The purpose of this volume is to compare the experiences of state efforts to control moral behavior in two countries The Netherlands and the United States of America by exploring the historical developments in regulating morality and the contemporary efforts to implement moral policies The volume opens with an overview of the theoretical and historical setting of the debate about moral developments in the Netherlands and the United States Various hypotheses are then tested by comparing the histories of prostitution and abortion policies in both countries in the nineteenth and twentieth centuries the jurisprudence and legislation with respect to euthanasia and the course and contents of family law divorce adoption homo marriage Apart from the comparative aspect these case studies are highly informative and fascinating to read in and by themselves

**Paid Sexual Encounters among Men** Timothy F. Murphy, 2025-08-14 This book analyzes the ethics of men buying and selling sex to one another It gathers in one place key ethical and legal issues that bear on the justification for the criminalization of male prostitution At present prostitution the solicitation or offer of paid sexual encounters is criminalized in virtually the entire United States Male prostitution is poorly studied across academic disciplines and this book represents the first sustained ethical analysis of the topic First it shows that paid sexual encounters among men belong on a spectrum of transactional sexual relationships and that many of their features are not distinctive in a

way that justifies condemnation It shows as well that the sexuality involved men having sex with men does not involve relationships that are immoral in a way that might justify criminalization The book also demonstrates that men buying and selling sexual encounters can consent in morally meaningful ways without reinforcing status inequality Finally the book reviews key constitutional law cases to show that a certain interpretation of the relationship between the law and morality justifies decriminalization of male prostitution Paid Sexual Encounters among Men will appeal to scholars and graduate students working in applied ethics the philosophy of sex and gender sociology and law American Law and the Constitutional Order Lawrence Meir Friedman, Harry N. Scheiber, 1988 This is the standard reader in American law and constitutional development The selections demonstrate that the legal order once defined by society helps in molding the various forces of the social life of that society The essays cover the entire period of the American experience from the colonies to postindustrial society Additions to this enlarged edition include essays by Michael Parrish on the Depression and the New Deal Abram Chayes on the role of the judge in public law litigation David Vogel on social regulation Harry N. Scheiber on doctrinal legacies and institutional innovations in the relation between law and the economy and Lawrence M. Friedman on American legal history **The Legal Enforcement of Morality** Thomas C. Grey, 1980 Technical Report of the Commission on Obscenity and Pornography United States. Commission on Obscenity and Pornography, 1971

**Sexuality, Morals and Justice** Nicholas Bamforth, 1997-10-23 Against the background of the law reform debates around sexuality in Britain and America Bamforth examines what functions it is legitimate for the law to serve and how effective law can be in achieving social goals He provides a new and cogent argument for protecting lesbian and gay rights through law but is sceptical about how useful law can be in eradicating discriminatory social practices This work sheds new light on the equal rights debate and raises issues of central importance to the role of law in society **Enforcing Morality** Steven Wall, 2023-11-16 Discusses the nature and limits of the legal and social enforcement of moral norms Coercion and the State David A. Reidy, Walter J. Riker, 2008-03-19 A signal feature of legal and political institutions is that they exercise coercive power The essays in this volume examine institutional coercion with the aim of trying to understand its nature justification and limits Included are essays that take a fresh look at perennial questions Leading scholars from philosophy political science and law examine these and related questions shedding new light on an apparently inescapable feature of political and legal life Coercion The Ian Willock Collection on Law and Justice in the Twenty-First Century Eamon P. H. Keane, Peter Robson, 2023-08-15 The essays presented in The Ian Willock Collection on Law and Justice in the Twenty First Century by those who knew Ian Willock as well as those who have been inspired by his concerns represent the wide compass of Ian's interests These range from a concern with the development of legal regulation to the relationship between social change and the justice system as well as his particular interest in the accessibility of the justice system This tribute provides a microcosm of the changes and shifts which occurred in legal education and the legal profession in the years between 1964

and the current century The profound impact of Ian Willock's life work is evident through the wide ranging essays in this collection

**The Moral Commonwealth** Philip Selznick, 1994-09-09 Establishes the intellectual foundations of a new movement in American thought communitarianism Emerging in part as a response to the excesses of American individualism communitarianism seeks to restore the balance between individual rights and social responsibilities

The Politics and Morality of Deviance Nachman Ben-Yehuda, 1990-01-01 The Politics and Morality of Deviance develops a theoretical framework and then applies it to four different and specific case studies in an explicit attempt to put the sociology of deviance back into mainstream sociology It argues that deviance should be analyzed as a relative phenomenon in different and changing cultures vis a vis change and stability in the boundaries of different symbolic moral universes It also argues that the legitimization of power should be thought of in terms of a moral order that in turn defines the societal boundaries of different symbolic moral universes Mills concept of motivational accounting systems is utilized throughout the text in order to illustrate how the micro and macro levels of analysis can be integrated

*Law, Sexuality, and Society* David Cohen, 1994-02-25 Examines the regulation of sexuality the family and unorthodox religious beliefs in classical Athens by placing the question in a larger comparative and theoretical framework

Philosophy and Politics Dukor, Maduabuchi, 2015-09-04 This book is a collection of essays on socio political issues in post colonial Africa It is an attempt to make contemporary philosophy transcend the frontiers of contempt abstruseness and solipsism to analytical engagement on society Unexamined life is not worth living says Socrates I think thereof I exist says Rene Descartes Since the end of the Second World War colonialism and Cold War eras social change and globalisation have demanded a change of political and social attitudes in favour of pluralism and democracy in Africa Hence he discourse on values institution and struggle for power I Africa The inter disciplinary approach makes this book an interesting text for general readers political activists politicians administrators statesmen as well as students of philosophy history politics and law

**Reconceiving the Family** Robin Fretwell Wilson, 2006-07-17 This 2006 book provides a critical examination of and reflection on the American Law Institute's ALI Principles of the Law of Family Dissolution Analysis and Recommendations Principles arguably the most sweeping proposal for family law reform attempted in the US over the last quarter century The volume is a collaborative work of individuals from diverse perspectives and disciplines who explore the fundamental questions about the nature of family parenthood and child support The contributors are all recognized authorities on aspects of family law and provide commentary on the principles examined by the ALI fault custody child support property division spousal support and domestic partnerships utilizing a wide range of analytical tools including economic theory constitutional law social science data and linguistic analysis This volume also includes the perspectives of US judges and legislators and leading family law scholars in the United Kingdom Europe Canada and Australia

*The Natural Law Reader* Jacqueline A. Laing, Russell Wilcox, 2013-09-23 The Natural Law Reader features a selection of readings in metaphysics jurisprudence politics and ethics

that are all related to the classical Natural Law tradition in the modern world Features a concise presentation of the natural law position that offers the reader a focal point for discussion of ancient and contemporary ideas in the natural law tradition Draws upon the metaphysical and ethical categories put forth and developed by Aristotle and Aquinas Points to the historical significance and contemporary relevance of the Natural Law tradition Reflects on a revival of interest in the tradition of virtue ethics and human rights

**The Promise of Legality** Geneviève Cartier, Mark D Walters, 2025-05-15 This book assembles critical contributions on the work of TRS Allan the Professor Emeritus of Jurisprudence and Public Law at the University of Cambridge whose leading work in legal and constitutional theory spans almost 45 years Allan has charted a distinctive path for legal political and moral theory and practice and has become a highly significant figure in the UK and in common law parliamentary systems around the world His ideas challenge established opinions about constitutional law within these systems as well as established views about the rule of law from more abstract or philosophical perspectives Allan claims that law and morality find an inherent connection through the rule of law He argues that there is a connection that flourishes in common law jurisdictions because although Parliament has sovereign legislative powers its laws gain their full legal meaning only through an interpretive lens This lens seeks to reconcile sovereign will with legality's basic moral ideals especially the idea that law must be general and capable of guiding behaviour and thus respectful of the equality and dignity of its subjects Allan's scholarship is powerful yet controversial and it has inspired 20 leading scholars from the UK Canada Australia and New Zealand to engage with the central themes of his work By doing so the contributors help to make that work accessible to a new generation of scholars and students They also provide a timely framework for engaging in the most important challenges facing our democracies today how our legal systems do or do not honour and respect democracy and therefore legislative sovereignty while at the same time honouring and respecting the rule of law or the Promise of Legality

*Treatment and rehabilitation* United States. Commission on Marihuana and Drug Abuse, 1973

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